

227
May 5. 1747.

ABSTRACT

FROM

The publick Records of Charters, Retours, Infestments,

And other Writs in relation to

HERITABLE OFFICES.

VOLUNTARY TITLES.

CAPUT I.

Charters and Infestments of heritable Offices *per se.*

Sheriff of Aberdeen.



JACOBUS, Dei Gratiâ, &c. Dedit Willielmo Comiti de Errol officium Vicecomitatûs nostri de Aberdeen, cum omnibus & singulis feodis, proficuis & divoriis ejusd. Tenend. dictum officium dicto Willielmo & hæredibus suis, de nobis in feodo & hæreditate in perpetuum: Faciendo inde annuatim servitium debitum & consuetum.

Hay
I.
Lib. 17. No.
30.
1510. Feb. 10.

Lieutenant, Commissar, Sheriff, Justiciar and Chamberlain of Argyle.

JACOBUS, Dei Gratiâ, &c. Dedit Archibaldo Campbell filio & hæredi ap-
parenti Archibaldi Comitis Ergadiæ, & hæredibus suis masculis, tota & integra officia locumtenentis, commissariatûs, Vicecomitis & Camerariæ infra bondas de Argyle, ac officia Justitiariæ & Vicecomitis de Lorn, cum dimidietate omnium wardarum, releviorum, maritagiorum, eschetarum, amerciamentorum, & aliorum proficuum, lucrorum, & emolumentorum quorumcunque, quæ infra bondas prædictas, per ipsos justè levare contigerit: & altera dimidietas, nobis & nostris successoribus, per ipsos importand. Ac etiam officia Justitiariæ, Vicecomitis, Coronatoris & Camerariæ totarum & integrarum terrarum & dominiorum de Knockdalis & Kintire, &c. infra omnes bondas earundem: Tenend. prædicta officia dicto Archibaldo Campbell, & hæredibus suis masculis quibuscunque, de nobis & nostris successoribus, in feodo & hæreditate in perpetuum. Reddendo, dictus Archibaldus Campbell & hæredes sui masculi, nobis & nostris successoribus servitium debitum & consuetum. Ac etiam volumus & concedimus, quod unica
fasina & possessio nunc per dictum Archibaldum Campbell, & per hæredes suos
masculos, omni tempore affuturo, apud burgum de Inverary, per deliberationem

II.
Lib. 22. No.
431.
1542. Oct. 22.

*Dispensation
for Sasine.*

unius virgæ, seu baculi, stabit & sufficiens erit sasina & possessio pro omnibus prædictis officiis, absque ulla alia speciali sasina. *This Charter contains a Novodamus.*

III.

*Sheriff of Dumbarton to Heirs and Assignies.*Lib. 30. N^o.

362.

1546. July 17.

Heirs and Assignies.

MARIA, Dei Gratiâ, &c. Dedisse Georgio Buchanan de eodem, suis hæredibus & assignatis, hæreditariè, pro suo bono & fideli servitio nobis impenso, officium Vicecomitis vicecomitatus nostri de Dumbarton: Pro cuius officii Vicecomitis exercitione, damus & concedimus dicto Georgio, suis hæredibus & assignatis, omnia feoda & divorias ejusd. debita & consueta, & eidem pertinent. Tenend. & habend. præfatum officium Vicecomitis dicto Georgio, hæredibus suis & assignatis, de nobis & nostris successoribus, in feodo & hæreditate in perpetuum. Reddendo inde annuatim, præfatus Georgius, hæredes sui & assignati, nobis & successoribus nostris, jura & servitia nobis debita & consueta; ac etiam ministrando justiciam in dicto officio.

IV.

*Justiciar of Caithness to Heirs and Assignies.*Lib. 32. N^o.

123.

1566. Apr. 17.

Heirs and Assignies.

HENRICUS & Maria, Dei Gratiâ, &c. Facimus, constituimus & ordinamus Georgium Comitem de Caithness, & hæredes suos & assignatos, nostros hæreditarios Justitios infra bondas subscriptas, viz. à Portinculter ad Pentland-firth, & ab orientali mari ad mare occidentale, prout bondæ & limites Cathaniæ sese extendunt. Dando & concedendo dicto Comiti, hæredibus suis & assignatis, nostram plenariam potestatem & mandatum speciale, omnes & quascunque personas, infra dictas bondas inhabitantes seu reparantes, aut infra aliquam earund. partem, homicidium, necem, mutilationem, incantationem, rapinam, latrocinium, furtum, furti receptionem, ignis incendium, foeminarum raptationem, oppressionis crimina, aut quæcunque alia crimina committentes seu perpetrantes, deprehendend. &c. Tenend. & habend. præfatum officium justitiæ, justitiariæ, præfato Georgio Comiti Cathaniæ ejusque hæredibus & assignatis, de nobis & successoribus nostris, in feodo & hæreditate in perpetuum: cum omnibus & singulis libertatibus, proficiis, & commoditatibus ad dictum officium spectan. Reddendo inde annuatim, præfatus Georgius Cathaniæ Comes, hæredes sui & assignati, nobis & successoribus nostris, administrationem justitiæ inhabitantibus infra dictas bondas, & cæteris omnibus, prout decet, nomine albæ firmæ tantum. Ac ordinamus sasinam nunc per dictum Comitem, & in posterum per suos hæredes & successores, apud urbem de Weik in Cathania sumendam, fore tam validam, tantique roboris, ac si particulares sasinae apud quamcunque partem dictarum bondarum per ipsos caperentur.

Dispensation for Sasine.

V.

*Keeper of the Palace of Linlithgow to Heirs and Assignies.*Lib. 32. N^o.

373.

1566. Feb. 15.

Heirs and Assignies.

MARIA, Dei Gratiâ, &c. Dedisse Roberto Melvill de Murdocarny, suis hæredibus & assignatis, hæreditariè, custodiam palatii nostri de Linlithgow, cum parcis *lie Peills*, pratis, bruinis, horreo, pomariis ejusdem, & omnibus suis pertinent. jacen. prope burgum nostrum de Linlithgow & vicecomitatum nostrum ejusd. Tenend. & habend. dictum officium & custodiam palatii de Linlithgow, cum parcis *lie Peills*, lacu, &c. dicto Roberto, hæredibus suis & assignatis, de nobis & successoribus nostris, in feodo & hæreditate in perpetuum. Reddendo inde annuatim, dictus Robertus & hæredes sui, nobis & successoribus nostris, unum denarium usualis monetæ regni Scotiæ annuatim intra dictum nostrum palatium,

tium, ad festum & terminum Pentecostes, nomine albæ firmæ, si petatur tantum : ac plantando arbores intra dictas *lie Peills* ad decorum earundem, & reparando dict. hortos, & reliquum dict. parcarum inaratum servando, ad voluptatem nostram & successorum nostrorum in eisdem habend.

Clerk of Perthshire to Heirs and Assignies.

VI.

MARIA, Dei Gratiâ, &c. Dedisse Patricio domino Ruthven, hæredibus suis & assignatis, hæreditariè, officium Clericatus Vicecomitis vicecomitatus nostri de Perth, cum omnibus feodis, divoriis & emolumentis, ad dictum officium pertinentibus, ad nostram donationem & dispositionem pleno jure spectan. Tenend. & habend. dictum officium Clericatus Vicecomitis dicti nostri vicecomitatus de Perth, cum omnibus feodis, divoriis, emolumentis & proficuis, ad dictum officium pertinentibus, dicto Patricio domino Ruthven, hæredibus suis & assignatis, de nobis & nostris successoribus, in feodo & hæreditate in perpetuum. Cum potestate deputatos substituendi. Reddendo inde annuatim, dictus Patricius dominus Ruthven, hæredes sui & assignati, nobis & successoribus nostris, unum denarium monetæ regni nostri, nomine albæ firmæ, si petatur tantum. Præterea damus, concedimus, & disponimus dicto Patricio domino Ruthven, hæredibus suis & assignatis, nonintroitum dicti officii Clericatus Vicecomitis antedicti, cum omnibus feodis, proficuis & divoriis ejusd. omnium annorum & terminorum præteritorum, quibus ipsum officium fuit in manibus nostris, nostri charissimi patris, aut quorumcunque aliorum nostrorum prædecessorum, ratione nonintroitus, à decessu cujuscunque ultimi legitimi possessoris ejusdem.

Lib. 32. No.

509.

1564. May 8.

Heirs and Assignies.

Gift of the bygone Non-entry Duties.

Steward of Fife, and Captain and Keeper of the Palace of Falkland, to Heirs and Assignies.

VII.

JACOBUS, Dei Gratiâ, &c. Facimus Archibaldum Angusiæ Comitem, hæredes suos & assignatos quoscunque, nostros hæreditarios Senescallos senescallatus nostri de Fyfe, infra bondas & libertatem ejusdem usitat. & consuet. ac etiam capitaneos & custodes nostri palatii de Falkland, cum parcis, silvis, pomariis, hortis, columbariis, stagnis, pratis, & omnibus pratis ejusd. Ac etiam damus eisdem dicta officia, cum omnibus feodis, commoditatibus, privilegiis, pasturis & proficuis quibuscunque, ad eadem temporibus præteritis spectan. & incumben. Tenend. & habend. dicta officia senescallatus nostri infra bondas antedict. & capitanei & custodiæ dicti palatii nostri de Falkland, cum pratis & pertinen. ejusd. dicto nostro consanguineo & consiliario, hæredibus suis & assignatis quibuscunque, de nobis & successoribus nostris, in feodo & hæreditate in perpetuum. Reddendo inde annuatim, dictus noster consanguineus, hæredes sui & assignati, nobis & successoribus nostris, unum denarium monetæ regni nostri, nomine albæ firmæ, si petatur tantum.

Lib. 33. No.

142.

1577. Dec. 16.

Heirs and Assignies.

Keeper of the King's Bed-chamber.

VIII.

JACOBUS, Dei Gratiâ, &c. Facimus, constituimus & ordinamus Joannem dominum Fleeming, & hæredes suos masculos, hæreditariè, nostros principales janitores & custodes domus & cubiculi nostri: cum plenaria potestate ipsis, dicto officio, per seipsos eorumque deputatos & substitutos, utendi & exercendi, simili modo, & adeo liberè, sicuti aliquis alius possessor gaudebat & possidebat. Pro cujusquidem officii usu & exercitatione, damus & concedimus dicto Joanni Domino

Lib. 38. No.

239.

1587. July 30.

CAP. I.

4

Charters and Infeftments of heritable Offices per se.

Domino Fleeming, & hæredibus suis masculis, omnia feoda, casualitates, commoditates, privilegia & libertates, præfato officio incumben. Tenend. & habend. totum & integrum præfatum officium dicto Joanni Domino Fleeming, & hæredibus suis masculis antedictis, de nobis & successoribus nostris, in feodo & hæreditate in perpetuum. Faciendo inde annuatim, dictus Joannes Dominus Fleeming, & hæredes sui masculi antedicti, jura & servitia nobis & successoribus nostris debita & consueta.

IX.

Chamberlain of Dunfermline.

Lib. 45. No.

102.

1607. Sept. 29.

Precept of Sasine.

JACOBUS, Dei Gratiâ, &c. Facimus & constituimus Henricum Wardlaw de Balmule, & suos hæredes masculos, hæreditarios nostros Camerarios domini & regalitatis de Dunfermline. Dando & concedendo eidem Henrico, & hæredibus suis masculis prædictis, officium Camerarii, cum omnibus feodis, privilegiis & divoriis dicto officio spectan. Tenend. &c. in feodo & hæreditate in perpetuum. Reddendo inde annuatim, præfatus Henricus & sui hæredes masculi præscripti, nobis & successoribus nostris, servitium ipsorum in colligendis censibus, &c. Nec non præstan. & facien. annuatim computa & rationes suas de eisdem, &c. Insuper dilectis nostris Patricio Stewart de Bayt, & eorum cuilibet, conjunctim & divisim, Balivis nostris in hac parte specialiter constitutis, vobis præcipimus, quatenus visis præsentibus, indilate statum, sasnam prædicti hæreditarii officii Camerarii, domini & regalitatis nostræ de Dunfermline, præfato Henrico Wardlaw, vel suo certo actornato præsentium latori, per traditionem libri rentalis nostri ejusdem, tradatis & deliberetis.

X.

Justice-General of Argyle.

Lib. 52. No.

105.

1628. Apr. 3.

Dispensation for Sasine.

CAROLUS, Dei Gratiâ, &c. Damus Archibaldo Domino de Lorn, hæredibus suis masculis, & successoribus, hæreditariè, hæreditarium officium Justiciariæ infra bondas vicecomitatum de Argyle & Tarbat, & universarum insularum, (except. ut in carta, &c.) cum omnibus & singulis privilegiis, &c. cum potestate curias tenendi, & eschetas & amerciamenta levandi, &c. Ulterea decernimus & ordinamus, quòd unica sasina, nunc per præfatum Archibaldum Dominum de Lorn, perque hæredes suos masculos & successores antedictos, omni tempore futuro, apud castrum de Inverary, vel super solo alicujus partis dict. bondarum, per deliberationem virgæ capienda, stabit, & sufficiens erit sasina pro dicto hæreditario officio Justiciariæ infra bondas præscriptas, cum omnibus privilegiis, libertatibus, immunitatibus, casualitatibus, proficuis, & divoriis ad dictum officium pertinen. & spectan. Tenend. & habend. totum & integrum prædictum hæreditarium officium Justiciariæ, infra bondas præscriptas, dicto Archibaldo Domino de Lorn, hæredibus suis masculis, & successoribus antedictis, de nobis, &c. in libera alba firma, feodo & hæreditate, in perpetuum. Reddendo inde annuatim, præfatus Archibaldus Dominus de Lorn, hæredes sui masculi, & successores antedicti, nobis & successoribus antedictis, debitam administrationem justitiæ in dicto officio omnibus nostris subditis, ac computum reddentes annuatim in scaccario integrarum mulctarum, &c. exceptâ dimidietate, infra bondas præscriptas; unâ cum nummo argenteo annuatim in die festo Pentecostes, nomine albæ firmæ, si petatur tantum.

Sasine

Safine on the above Charter.

ISTRUMENTUM *safinæ* in favorem Archibaldi Domini de Lorn, prædicti hæreditarii officii Justiciarii, per virgæ traditionem in suis manibus, apud castrum de Inverary. *This Safine proceeds upon a Precept from the Chancellery following upon the above Charter.*

XI.
General Reg.
Lib. 24. Fol.
54. dated 14th
May 1628. re-
gistrate 9th
June 1628.

Keeper of the Palace of Holyroodhouse.

CAROLUS, Dei Gratiâ, &c. Facimus & constituimus Jacobum Ducem de Hamilton, & hæredes masculos de corpore suo, quibus deficient. hæredes suos talliæ, hæreditarios custodes palatii nostri de Holyroodhouse, cum omnibus hortis, pomariis, *lie* Bowlingreens, eidem spectan. Ac damus præfato Duci hæreditarium officium & custodiam eorund. cum omnibus privilegiis, feodis, casualitatibus, & divoriis ad eadem spectan. Tenend. & habend. prædictum officium hæreditariæ custodiæ prædicti palatii, aliorumque superscript. cum annuis feodis ad idem pertinen. præfato Duci, ejusque præscript. de nobis & successoribus nostris, in libera alba firma. Reddendo inde annuatim, præfatus Dux ejusque præscripti, nobis & successoribus nostris, unum denarium usualis monetæ, ad festum Pentecostes, nomine albæ firmæ, si petatur tantum.

XII.
Lib. 57. No.
499.
1646. Aug. 10.

Safine on the above Charter.

ISTRUMENTUM *safinæ* in favorem Jacobi Ducis Hamilton, totius & integri hæreditarii officii custodiæ dicti palatii de Holyroodhouse, per terræ & lapidis fundi apud prædict. palatium, virtute dispensationis, traditionem. *This Safine proceeds upon a Precept from the Chancellery following upon the above Charter.*

XIII.
Particular Re-
gift. for Edinb.
Lib. Fol. 228.
dated Jan. 13.
1647. registr.
Jan. 15. 1647.

Admiral of Scotland.

CAROLUS, Dei Gratiâ, &c. Dedisse Carolo Duci de Lennox, ejusque hæredibus masculis, hæreditariè, totum & integrum hæreditarium officium Admiralitatis totius regni nostri Scotiæ, & insularum eò spectan. cum omnibus & singulis libertatibus, jurisdictionibus, privilegiis, feodis, proficuis & divoriis quibuscunque, ad dictum officium pertinen. Et ordinamus, quòd unica *safina* per dictum Carolum Ducem de Lennox, ejusque antedictos, nunc & omni tempore futuro capiend. apud insulam de Inchminnan in vicecomitatu de Dunbarton, per traditionem terræ & lapidis fundi, cum thema, antenna, & gubernaculo cujusvis cymbæ, seu navigii, una cum fusti & baculo, valida & sufficiens erit *safina*, pro dicto officio Admiralitatis totius & integri dicti regni nostri Scotiæ, & omnium insularum eò spectan. absque ulla alia diversa aut particulari *safina*, apud ulla alia loca alibi capiend. Tenend. & habend. totum & integrum dictum officium Admiralitatis, cum omnibus & singulis feodis, jurisdictionibus, privilegiis, proficuis & divoriis eò spectan. præfato Carolo Duci de Lennox, ejusque antedictis, de nobis & successoribus nostris, in feodo & hæreditate. Reddendo inde annuatim, dictus Carolus Dux de Lennox, ejusque antedicti, nobis & successoribus nostris, unum denarium monetæ Scotiæ, ad festum Pentecostes, nomine albæ firmæ, si petatur tantum.

XIV.
Chanc. Lib.
4. Fol. 52.
1672. Feb. 22.

*Dispensation
for Safine.*

B*Keeper*

XV.

Chanc. Lib.

14. Fol. 47.

1693.

*March 23.**Heirs and Assignies.**Precept of Sasine.**Keeper of St. Anne's Yards to Heirs and Assignies.*

GULIELMUS & Maria, Dei Gratiâ, &c. Dedisse Gulielmo Duci de Hamilton, & Annæ Ducissæ de Hamilton ejus sponsæ, & eorum alterutro diutius viventi, & hæredibus eorum masculis, talliæ & provisionis, & aliis hæredibus & assignatis quibuscunque, totum & integrum hæreditarium officium, custodiam & conservationem ejus partis agri sterilis, aut hortorum, sanctæ Annæ nuncupat. jacen. à tergo palatii nostri de Holyroodhouse, ex orientali latere nostri horti privati, cum omnibus proficuis, divoriis & casualitatibus ad eandem spectan. Tenend. & habend. dictum officium hæreditarium, de nobis & successoribus nostris, in libera alba firma. Reddendo annuatim dictus Dux & Ducissa, & hæredes eorum præscripti, nobis & successoribus nostris, unum denarium monetæ Scotiæ, ad terminum Pentecostes, si petatur tantum. Insuper Balivis nostris, &c. præcipimus, quatenus sasinam hæreditariam, &c.

C A P. II.

Retours and Infeftments in heritable Offices per se.

I.

Lib. 2. Fol. 76.

1600. Dec. 20.

Serjeant and Coroner of Kilbryde.

HÆC inquisitio facta fuit per, &c. Qui jurati dicunt, quòd quondam Elizabetha Lindsay, mater Roberti Lindsay de Lindbank, latoris præsentium, obiit ultimò vestita & sasita in officiis Serjandi & Coronatoris, & hæreditaria gubernatione earund. per totam regalitatem domini de Kilbryde: Et quòd dictus Robertus est legitimus & propinquior hæres, &c. Et quòd dicta officia valent nunc per annum octo libras, & valuerunt tempore pacis quadraginta solidos: & tenentur per servitium wardæ & relevii. Et quòd dicta officia nunc existunt in manibus Henrici Principis & Senescalli Scotiæ, & sic fuerunt in manibus suis ob causam mortis dictæ Elizabethæ, quæ obiit in mense Februarii 1574. Et sic per spatium viginti sex annorum, vel eo circa, ratione non-introitus, in defectu veri hæredis, jus suum huc usque minimè prosequentis.

II.

Lib. 4. Fol.

375.

1602. May 13

Keeper of the Forests and Woods of Cockburnspath.

HÆC inquisitio facta fuit per, &c. Qui jurati dicunt, quòd quondam Robertus Lyle, pater Georgii Lyle de Stannipeth, obiit ultimò vestitus in toto & integro officio custodiæ sylvarum & nemorum de Cockburnspeth, cum pasturagio, divoriis, aliisque pertinen. ejusd. officio annexatis; & quòd dictum officium, pasturagium, &c. nunc valent per annum sex solidos & octo denarios, & tantum valuit tempore pacis, & tenetur de Comitibus Marchiæ, pro annua solutione 1 d. Et quòd dict. officium nunc existit, &c.

III.

Lib. 10. Fol.

361.

1630.

*March 25.**Justiciar and Baillie of Kinloss.*

HÆC inquisitio facta fuit per, &c. Qui jurati dicunt, quòd quondam Alexander Dunbar de Kilbuick, pater Patricii Dunbar de Kilbuick, obiit ultimò vestitus in totis & integris hæreditariis officiis Justiciariæ & Balivatus terrarum, baroniæ & regalitatis de Kinloss, cum silvis, molendinis, piscationibus, & suis pertinen. quibuscunque, jacen. infra bondas Moraviæ, monasterio de Kinloss incumben. & pertinen. &c. dict. officiis spectan. & quòd dicta officia tenentur in capite

Sheriff's accountable for Nonentry Duties.

7 CAP. III.

capite de S. D. N. Rege; & quod dicta officia valent tres solidos & quatuor denarios, & tempore pacis valuerunt tantundem; & quod dicta officia, cum feodis, &c. existunt, prout extiterunt, in manibus S. D. N. Regis, &c.

Sasine upon a Retour and Precept in the Office of Baillie of the Regality of Paisley.

I NSTRUMENTUM sasine, in favorem Hugonis Comititis de Eglintoun, hæreditarii officii Ballivatûs regalitatis de Paisley; cum feodis & divoriis ad dictum officium spectan. per traditionem gladii & virgæ pacis, apud crucem foralem burgi de Paisley. *This proceeds upon a Precept from the Chancery, following upon the Retour of the said Earl, as Heir to Alexander Earl of Eglintoun his Father.*

IV.
General Reg.
Lib. Fol. 250.
dated 27th
May 1661.
registrate 29th
June 1661.

Sasine upon a Retour and Precept in the Office of Sheriff of Renfrew.

I NSTRUMENTUM sasine, in favorem Hugonis Comititis de Eglintoun, hæreditarii officii Vicecomitis vicecomitatûs baroniæ & regalitatis de Renfrew, cum feodis & divoriis eidem pertinen. per traditionem gladii & virgæ pacis, apud crucem foralem de Renfrew. *This Sasine also proceeds upon a Precept from the Chancery, following upon the Retour of the said Earl, as Heir to Alexander Earl of Eglintoun his Father.*

V.
Ibid. of the
same Dates
with the former.

Vide Retours of the Offices of Keeper of the King's Park, and Usher of Exchequer, Cap. 15. No. 2. and Cap. 18. No. 2.

C A P. III.

The King's Officers accountable for the Nonentry Duties of heritable Offices *per se.*

Responsive for No. 1. Cap. 2.

V ICECOMES de Lanerk respondebit pro iic. & viii. Lib. de firmis officiorum Serjandi & Coronatoris, & hæreditariæ gubernationis earundem, per totam regalitatem domini de Kilbryde, jacen. infra balliam suam, existen. in manibus S. D. N. Regis, & sui filii principis & seneschalli Scotiæ, respective, per spatium viginti sex annorum, aut eo circa, ultimò elaps. sasina non recuperatâ; & de viii. Lib. pro relevio earund. Regi suoque filio prædict. debiti per sasina datam Roberto Lindsay de Lindbank de eisdem.

I.
Lanerk.
Responsive,
Record 2. Fol.
152. 1601.
Feb. 7.

Responsive for No. 2. Cap. 2.

V ICECOMES de Berwick respondebit pro xvi. s. viii. d. monetæ Scotiæ, de firmis totius & integri officii custodis silvarum & nemorum de Cockburnspeth, nec non pasturagii 24. lie Grassums cum lie Woodbens, cum omnibus divoriis & aliis pertinen. ejusd. officio annexat. jacen. infra dictam balliam suam, existen. in manibus S. D. N. Regis, per spatium duorum annorum & unius termini, aut eo circa, ultimò elaps. sasina non recuperatâ, quæ firmæ extendunt annuatim ad vi. s. viii. d. monetæ prædictæ; & pro ii. d. per duplicationem albæ firmæ earundem dict. S. D. N. Regi debiti. per sasina datam Georgio Lyle de Stannipeth de eisdem.

II.
Berwick.
Respond. Rec.
4. Fol. 226.
1610. May 2.

Respon-

III.

Elgin.
Respond. Rec.
5. Fol. 20.
1631. Apr. 12.

Responsive for No. 3. Cap. 2.

VICECOMES de Elgin & Forres respondebit pro v. s. usualis monetæ Scotiæ, de firmis totorum & integrorum hæreditariorum officiorum Justiciarii & ballivatus baroniæ & regalitatis de Kinlos, cum silvis, &c. jacen. infra dict. bondas Moraviæ, monasterio de Kinlos incumben. & pertinen. cum omnibus libertatibus, honoribus, &c. ad longum in retornat. specificat. dictis officiis spectan. & pertinen. jacen. in dicta baronia de Kinlos, regalitate ejusd. & infra balliam suam; existen. in manibus S. D. N. Regis, per spatium unius anni & unius termini, aut eo circa, ultimò elapsi, sasinâ non recuperatâ, dicto S. D. N. Regi debit. per sasinam datam Patricio Dunbar de Kilbuiack de eisdem.

CAP. IV.

Gifts of the Ward and Nonentry of heritable Offices *per se.*

I.

Privy Seal
Record, Lib.
9. Fol. 72.
1531. Jan. 30.

Sheriff of Aberdeen.

AN Letter made to *James Earl of Murray* of the Gift of the Ward of the Office of Sheriffship of *Aberdeen*, with the Pertinents, whilk pertained to umquhile *William Earl of Errol*, and through his Decease being in our soverain Lord's Hands be reason of Ward, with all Profits, Privileges, Freedoms and Commodities of the said Office, during the Time of the said Ward, and ay and while the lawful Entry of the righteous Heir or Heirs thereto.

II.

Lib. 15. Fol.
55.
1541. Dec. 5.

Constable of Aberdeen.

AN Letter made to *Patrick Cheyne of Effilmont*, his Heirs and Assignies, of the Gift of the Nonentries, Profits and Duties of the Office of Constabulary of the Burgh of *Aberdeen*, whilk pertained to umquile *William Kempty*, and now, through his Decease, being in our soverain Lord's Hands, be reason of Nonentries, baith of Times bygone and to come, ay and while the lawful Entry of the righteous Heir or Heirs thereto, with the Relief thereof, when it shall happen; and also of the Gift of the Marriage of *John Kempty*, Son and Heir of the said *William Kempty*, or any other Heir or Heirs that shall happen to succeed the said *William* in the said Office.

III.

Lib. 24. Fol.
70.
1551. June 18.

Coroner of Galloway.

AN Letter made to *Robert Hamilton of Briggs*, his Heirs and Assignies, of the Gift of the Nonentries of the Office of Coronership of *Galloway*, betwixt the Waters of *Cree* and *Nith*, within the Stewartry of *Kirkcudbright*, with all Fees and Duties of the samen, of all Years and Terms bygone, that the same has been in our soverain Lady's Hands or her Predecessors, as Superiors thereof, be reason of Nonentries, since the Decease of *Gilbert Macdowal of Spottis*, or any others, &c. ay and while the lawful Entry of the righteous Heir thereto, being of lawful Age.

IV.

Lib. 24. Fol.
69.
1551. June 27.

Coroner of Peebles.

AN Letter made to *Charles Geddes of Rackane*, of the Gift of the Ward and Nonentries of the Office of Coronership of the Sheriffdom of *Peebles*, with all Fees

Charters to singular Successors on Resignation.

9 CAP. V.

Fees and Duties thereof, whilk pertained of before to *Duding stoun of South-house*, and, through his Decease, is become in our soverain Lady's Hands by reason of Ward, of all Years and Terms bygone and to come, during the Ward and Nonentries thereof, with the Relief, gif ony may be, when it fall hap- pen of the same.

Baillie of Kyle-Stewart.

V.

AN Letter made to *John Wallace of Craigie*, his Heirs and Assignies, of the Gift of the Office of Bailliary of *Kyle-Stewart*, during all the Time of the Ward and Nonentries of whatsoever other Heir or Heirs of umquhile *Wallace of Craigie* his Father, to whom the samen pertained in Heritage, and through his Decease now being in our soverain Lady's Hands, and pertaining to her Hie- nels be reason of Ward, and ay and while the lawful Entry of the righteous Heir or Heirs.

Lib. 25. Fol. 31.
1552. Dec. 28.

Coroner, and Office of Petty-Customs of Dumbarton,

VI.

AN Letter made to *Claud Hamilton of Cockno*, his Heirs and Assignies, ane or mae, of the Gift of the Nonentries, Mails, Profits and Duties, of all and haill the Office and Service of Crownarship and small Customs of the Burgh of *Dumbarton*, and Office of the Petty-Customs thereof, being in our soverain Lord's Hands, as Superior of the samen, be reason of Nonentries, continually frae the Decease of umquhile *Hamilton*, unto the Time of the Sasine given of the said Office and Service to the said *Claud Hamilton of Cockno* his Son and lawful Heir, extending to the Space of two Years and an Term, together with the Re- lief thereof, pertaining to our said soverain Lord be the said Sasine given to the said *Claud* in Manner above written.

Lib. 43. Fol. 92.
1575. Apr. 15.

C A P. V.

Heritable Offices *per se* granted by the Crown to singular Successors up- on the Resignation of the former Proprietors.

Serjeant.

I.

ROBERTUS, Dei Gratiâ, &c. Dedisse Thomæ Lamb fideli nostro of- ficium Serjandiæ, quod antea habuit Ricardus Brown de Berrimoir, quod- que nobis sursum reddidit & resignavit. Tenend. & habend. dictum of- ficium dicto Thomæ & hæredibus suis, de nobis & hæredibus nostris, cum omni- bus & singulis feodis, & justis pertinen. quibuscunque. Datum quarto die Junii, anno regni undecimo.

Roll 8. Rob. II.
No. 9.
1381. June 4.

Coroner of Angus and Mearns.

II.

ROBERTUS, Dei Gratiâ, &c. Dedisse Alexandro de Strathachin de Car- millie, officium Coronatoris, infra comitatum de Angus & de Mearns, cum quatuor libris Sterlingorum annexis dicto officio, & percipiend. annuatim propor- tionaliter de exitibus justitiariæ infra vicecomitatum de Forfar & Kincarden. Te- nend. dictum officium Coronatoris dicto Alexandro & hæredibus suis masculis, in feodo & hæreditate, de nobis & successoribus nostris. Datum penultimo Junii, anno

Roll 8. No. 19.
1382. June 29.

CAP. V. 10

Charters to singular Successors on Resignation.

anno regni duodecimo. *This proceeds on the Resignation of Alexander Strathachin of Auchintoul.*

III.

Mayor of Fie of Craill.

Roll 9. Ro. III.
pen. Charter.
1391. Apr. 2.

ROBERTUS, Dei Gratiâ, &c. Dedit Willielmo de Fereny officium Majoris feodi baroniæ de Craill, unâ cum terra de Mairtoun, cum una acra terræ, quæ dicitur Pulterland, pertinen. ad dictum officium. Tenend. dictum officium cum terris dicto Willielmo & hæredibus suis, de nobis & hæredibus nostris, per servitium inde debitum & consuetum. De data secundo Aprilis, anno regni primo. *This proceeds on the Resignation of Nicolas Harwood.*

IV.

Forrester of Drummyn.

Lib. 10. No.
104.
1478. Oct. 13.

JACOBUS, Dei Gratiâ, &c. Dedit Thomæ Cumming de Alter officium Forresterii forrestæ de Drummyn, cum pertinen. jacen. infra vicecomitatum nostrum de Forres. Tenend. & habend. dictum officium dicto Thomæ & hæredibus suis, in feodo & hæreditate in perpetuum, faciendo servitia & jura debita & consueta. *This proceeds on the Resignation of James Urvel.*

V.

Sheriff of Aberdeen to Heirs and Assignies.

Lib. 29. No.
196.
1540.
March 3.

Heirs and Assignies.

JACOBUS, Dei Gratiâ, &c. Dedit Georgio Comiti de Huntlie, hæredibus suis & assignatis, totum & integrum officium Vicecomitis vicecomitatus nostri de Aberdeen, cum feodis, proficuis & divoriis ad dictum officium spectan. Tenendum & habendum totum & integrum hujusmodi officium, cum feodis, proficuis & divoriis eidem pertinen. præfato Georgio Comiti de Huntlie, hæredibus suis & assignatis, de nobis & successoribus nostris, in feodo & hæreditate in perpetuum. Reddendo inde annuatim dictus Georgius Comes de Huntlie, hæredes sui & assignati, nobis & successoribus nostris, jura & servitia de dicto officio debita & consueta. *This proceeds on the Resignation of David Earl of Crawford.*

VI.

Sheriff of Fife to Heirs and Assignies.

Lib. 34. No.
27.
1573. Jan. 30.

Heirs and Assignies.

JACOBUS, Dei Gratiâ, &c. Dedit Andreæ Comiti de Rothes, hæredibus suis & assignatis, totum & integrum officium Vicecomitis vicecomitatus nostri de Fife, cum omnibus & singulis proficuis & divoriis dicti officii. Tenen. & habend. prædict. officium, cum feodis, divoriis & pertinen. dicto Andreæ Comiti de Rothes, hæredibus suis & assignatis, de nobis & successoribus nostris, in feodo & hæreditate, &c. Reddendo inde annuatim dictus Andreas, hæredes sui & assignati, nobis & successoribus nostris, unum denarium monetæ Scotiæ, nomine albæ firmæ, si petatur tantum. *This proceeds upon the Resignation of Patrick Lord Lindsay of Byres.*

VII.

Keeper, Captain and Constable of St. Andrews, to Heirs and Assignies.

Lib. 43. No.
340.
1603. Dec. 12.

Heirs and Assignies.

JACOBUS, Dei Gratiâ, &c. Dedit domino Georgio Hume de Greenlaw, hæredibus suis & assignatis quibuscunque, hæreditariè, totum & integrum officium Custodiæ, Capitanei & Constabulariæ castri nostri Sancti Andreæ, cum universis domibus, pomariis, hortis, & privilegiis quibuscunque solitis & consuetis. Ac damus sexdecim celdras, &c. pro feodo, &c. Tenen. &c. Reddendo servitia debita & consueta. *This proceeds upon the Resignation of David Meldrum Son of Sir James Meldrum.*

Justiciars

Charters to singular Successors on Resignation.

II CAP. V.

Justiciar and Constable of Brechin to Heirs and Assignies.

VIII.

JACOBUS, Dei Gratiâ, &c. Dedisse Joanni Comiti de Marr, hæredibus suis masculis & assignatis quibuscunque, tota & integra officia Justiciariæ & Constabulariæ infra civitatem & burgum de Brechin, cum privilegiis, &c. Tenen. & haben. &c. Faciendo administrationem justitiæ. *This proceeds on the Resignation of David Earl of Crawford.*

Lib. 47. No. 128.
1613. May 20.
Heirs and Assignies.

Sheriff of Elgin and Forres.

IX.

CAROLUS, &c. Dedisse magistro Roberto Balcanqual, Ministro Evangelii apud Tranent, & magistro Alexandro Paterfon, hæredibusque & assignatis quibuscunque, terras de Boghill & Milnfield, & officium Vicecomitis vicecomitatus de Elgin & Forres, cum omnibus feodis & divoriis ad idem officium spectan. quæ quidem terræ, & officium Vicecomitis, feoda & divoria ejusd. per prius ad Davidem Kinloch mercatorem burgi de Edinburgh, per ipsum de nobis immediate tent. pertinuerunt, virtute appretiationis desuper ad instantiam dict. Davidis Kinloch contra quond. Joannem Dunbar de Westfield, ad quem eadem per prius pertinuerunt, datæ & deductæ, & quæ resignatæ fuerunt per dict. Davidem.

Lib. 52. No. 79.
1629. Feb. 21

Vide Leg. Titles, No. 1. and the immediate following, and No. 16. hoc capite.

X.

CHARTER of the said Office of Sheriff of Elgin and Forres, &c. in favours of Alexander Dunbar Son of John Dunbar of Westfield, proceeding on the Resignation of the said Robert Balcanqual.

Lib. 55. No. 39.
1638. Jan. 16.

Constable, Forrester, and Steward of Huntingtour, to Heirs and Assignies.

XI.

CAROLUS, Dei Gratiâ, &c. Dedisse Jacobo Comiti de Tullibardin, hæredibus suis masculis & assignatis quibuscunque, hæreditarie & irredimabiliter, totum & integrum officium Constabularii, arcis, turris, fortalicii & manerii loci de Huntingtour, cum filvis, pratis, & lie Hainings, hortis, pomariis, plantatione, & omnibus earund. pertinen. quibuscunque, ac officii Saltuarii, lie Forrestry, & custodiæ integrarum silvarum, parcarum, & earund. pertinen. una cum officio Senescallatus & Balliatus domini de Huntingtour, & integrarum terrarum & domini de Bambriech, infeofamento earund. quondam quintigerno Vicecomiti de Stormont conformiter confect. & continen. particulares terras, molendina, aliaque in eadem specificata, cum integris feodis, privilegiis & casualitatibus dict. officiis spectan. & integris feudifirmis, aliisque divoriis prædict. terrarum & baroniæ de Bambriech, &c. Tenen. & haben. dicta officia, cum integris feudifirmis, divoriis, &c. dicto Jacobo Comiti de Tullibardin, ejusque hæredibus & assignatis antedictis, de nobis nostrisque antedictis, in alba firma, feodo & hæreditate, in perpetuum. Reddendo inde annuatim, præfatus Jacobus Comes de Tullibardin, ejusque hæredes masculi & assignati prædicti, nobis & successoribus nostris, unum denarium monetæ Scotiæ, in die festo Pentecostes annuatim, nomine albæ firmæ, si petatur tantum. *This proceeds upon the Resignation of William Murray.*

Chanc. Lib. 1. Fol. 86.
1649. Dec. 28.
Heirs and Assignies.

Constable of Dundee and King's Banner-bearer.

XII.

CAROLUS, Dei Gratiâ, &c. Dedisse Carolo Mairland de Haltoun terras & baroniam de Dundee, &c. una cum hæreditariis officiis Constabulariæ de Dundee, lie Banner-bearer, lie Colt-siver, cum omnibus feodis & divoriis ad dicta officia

Chanc. Lib. 4. Fol. 67.
1672. May 25.

CAP. VI. 12

Charters of Confirmation to singular Successors.

officia spectant. *This Charter proceeds upon the Resignation of Sir John Ayton and others, and upon Decrets of Apprising at the Instance of Mr. James Reid Son to William Reid Merchant in Edinburgh, George Dunbar of Aslick, and William Wallace Physician in Paisley, against John Viscount of Dundee, and Conveyances thereof to the said Charles Maitland.*

XIII.

Lib. 10. Fol.

72.

1684. Apr. 23.

CHARTER of the said Lands and Office of Constable of Dundee, in favours of Colonel John Graham of Claverhouse, proceeding upon the Resignation of the above Charles Maitland of Haltoun, then Earl of Lauderdale, and of William Lord Maitland, with Consent of the Persons therein named.

XIV.

Lib. 14. Fol.

71.

1694.

March 29.

CHARTER of the said Lands and Office in favours of James Marquis of Douglas, proceeding upon the Forfeiture of the said Colonel John Graham therein designed, late Viscount of Dundee, and David Graham his Brother.

XV.

Lib. 26. Chan.

Fol. 49.

1707. Apr. 10.

Steward of Kirkcudbright to Heirs and Assignies.

ANNA, Dei Gratiâ, &c. Dedisse Gulielmo Marchioni de Annandale, hæredibus & assignatis suis quibuscunque, totum & integrum hæreditabile officium Senescalli senescallatus de Kirkcudbright, cum omnibus feodis, proficiis & divoriis ad idem pertinent. Tenend. & habend. per dict. Gulielmum Marchionem de Annandale, ejusque prædictos, dict. officium Senescalli, cum feodis & divoriis, de nobis & successoribus nostris, in feodo & hæreditate in perpetuum. Reddendo inde annuatim, nobis & successoribus nostris, dictus Gulielmus Marchio de Annandale, ejusque prædicti, unum denarium Scoticanum ad festum Pentecostes, si petatur tantum, unâ cum debita administratione justitiæ in dicto officio. Insuper, Balivis præcipimus, quatenus sasinam, &c. *This proceeds upon the Resignation of James Duke of Queensberry.*

XVI.

Chanc. Lib.

32. Fol. 28.

1726. June 22.

Sheriff of Elgin and Forres.

GEORGIUS, Dei Gratiâ, &c. Dedisse Carolo Comiti de Moray, hæreditarium officium Vicecomitis vicecomitatus de Elgin & Forres, &c. *This proceeds upon the Resignation of Ludovick Dunbar of Westfield.*

CAP. VI.

Charters of Sale of heritable Offices *per se* by Subjects, for a Price truly paid, confirmed by the Crown.

Nota, No. 1. seems to be a Donation.

I.

Book King

Da. II. No. 7.

1363. Jan. 5.

Sheriff and Constable of Elgin.

DAVID, Dei Gratiâ, Rex Scotorum, omnibus, &c. Sciatis nos approbasse, ratificasse, &c. donationem & concessionem, quas Patricius Comes Marchiæ & Moraviæ fecit & concessit Willielmo de Wallibus, de officiis Vicecomitis & Constabulariæ de Elgin, cum eorum pertinent. universis. Tenend. & habend. eidem Willielmo & hæredibus suis, in feodo & hæreditate, adeo liberè, &c. sicuti carta sive literæ prædicti Comitis, prædicto Willielmo, de dictis

dictis officiis, factæ in se, plenius proportionant, salvo servitio nostro. In cujus rei, &c. Apud Spynie, quinto die Januarii, anno regni nostri xxxiii.

Constable of Cullen.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Joannes Hay Constabularius burgi de Cullen, dedisse & titulo venditionis in perpetuum alienasse Jacobo Ogilvie de Deskford, totam & integram constabulariam meam de Cullen, cum officio & pertinen. ejusd. pro quadam certa pecuniæ summa per dict. Jacobum persolut. Tenend. de S. D. N. Reddendo S. D. N. &c. Dated 28th June 1481.

II.
Lib. 5. No. 13.
1481. June 28.

Coroner and Mayor of Strathgriff.

JACOBUS, &c. Confirmamus cartam sequen. Alifon Park filia & hæres quond. Willielmi Park de eodem, pro quadam pecuniæ summa mihi persolut. vendere & alienare Willielmo Cuninghame de Craiganys, officium Coronatoris & Marifeodi de occiden. wardæ de Strathgriff. Tenend. præfato Willielmo Cuninghame, hæredibus suis & assignatis, de Senescallo Scotiæ. Redden. &c. Dated the 6th April 1484. Et etiam cartam sequen. Joannes Sperk de Bartonholm, pro quadam pecuniæ summa mihi persolut. per Willielmum Cuningham de Craigneith, vendere & alienare dict. Willielmo officia mea Coronatoris & Marifeodi wardæ superioris baroniæ de Renfrew, ac officium meum Constabularii de Irvine. Tenend. dicta officia prædicto Willielmo, hæredibus suis & assignatis, de Senescallo Scotiæ. Dated 2d May 1489.

III.
Lib. 12. No. 102.
1489. May 29.

Constable of Montrose to Heirs and Assignies.

JACOBUS, Dei Gratiâ, &c. Confirmasse cartam sequen. viz. Thomas Erskine de Brechin, domini nostri Regis Secretarius, &c. concedere, vendere & alienare Joanni Erskine de Dun seniori, in libero tenemento & vitali redditu, & Joanni Erskine suo filio & hæredi apparenti in feodo, hæreditariè, hæredibusque suis & assignatis, totum & integrum meum Constabulariæ officium de Montrose, terras, piscarias, & alia divoria ad id spectan. pro quadam certa pecuniæ summa mihi persoluta in pecunia numerata. Tenend. & habend. totum & integrum prædictum Constabulariæ officium de Montrose, ac terras, piscarias, aliaque divoria ad idem spectan. dicto Joanni seniori in libero tenemento & vitali redditu, & præfato Joanni Erskine juniori, hæredibusque suis & assignatis, à me, de S. D. N. Rege, & successoribus suis, in feodo & hæreditate in perpetuum. Reddendo inde annuatim, dictus Joannes Erskine senior, durante vitâ suâ, & post ejus decessum, præfatus Joannes Erskine junior, hæredes sui & assignati, S. D. N. Regi & successoribus suis, jura & servitia de dicto Constabulariæ officio, cum terris, piscariis, & aliis divoriis ejusdem prius debita & consueta. 9th February 1541.

IV.
Lib. 22. No. 249.
1541. Feb. 15.

Coroner of Wigton to Heirs and Assignies.

MARIA, Dei Gratiâ. Confirmamus cartam sequen. David Macculloch de Droch vendidisse & alienasse Joanni Dunbar de Mochrum, hæredibus suis & assignatis, totum & integrum meum officium Coronatoris vicecomitatus de Wigton, cum universis pertinen. ejusd. mihi hæreditariè spectan. & hoc pro summa 500 mercarum moneta Scotiæ, mihi per præfatum Joannem persolut. Tenend. de S. D. N. Rege. Reddendo S. D. N. Servitia, &c. Dated March 1557.

V.
Lib. 32. No. 260.
1557.
March 8.

VI.

Constable and Baillie of Beulie to Heirs and Assignies.

Lib. 33. No.

54.

1571. Feb. 14.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Walterus Abbas de Kinlofs, ac Prior Monasterii de Beulie, pro certis magnis pecuniarum summis nobis per Hugonem dominum Frazer de Lovat persolut. fecisse dict. Hugonem, & hæredes suos masculos & assignatos, nostros Constabularios, & Custodes hæreditarios palatii & messuagii in dict. prioratû loco, ex australi latere ecclesiæ de Beulie, ac Ballivos nostri monasterii de Beulie. Tenen. & reddendo, &c. *This contains a Precept of Sasine, and is dated the 6th and 12th of November 1571.*

VII.

Ballie and Justiciar of Glasgow.

Lib. 34. No.

246.

1575.

March 28.

JACOBUS, Dei Gratiâ. Confirmasse cartam sequen. Jacobus Glasguen. Archiepiscopus, pro certis magnis summis, & expensis, & laboribus, per Robertum dominum Boyd fact. & præstat. dedisse dicto domino Roberto, & hæredibus masculis de suo corpore, quibus deficient. &c. officium hæreditarium Balliatûs & Justitiariæ de Glasgow. Tenen. & reddendo, &c. *This allocates a Fie for the Office, contains a Precept of Sasine, and is dated the 2d January 1573.*

VIII.

Sheriff of Lithgow and Captain of Blackness to Heirs and Assignies.

Lib. 34. No.

575.

1577. May 27.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Jacobus Hamilton de Livingston vendere & alienare Jacobo Comiti de Morton, suisque hæredibus talliæ, & assignatis quibuscunque, officium Vicecomitis vicecomitatûs de Lithgow, & Capitanei & Custodiæ castri de Blackness. Tenen. de S. D. N. Rege. Reddendo S. D. N. Regi, &c. *Dated the last of April 1577.*

IX.

Mayor, Coroner, and Clerk of Arbroth, to Heirs and Assignies.

Lib. 37. No.

236.

1586. Dec. 8.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Joannes Commendatarius de Aberbrothick, pro quibusdam pecuniarum summis. Constituimus & ordinamus Joannem Guthrie, filium Henrici Guthrie de Collyston, suosque hæredes masculos & assignatos, hæreditarios Maros & Coronatores nostræ regalitatis de Aberbrothick, ac Scribas seu curiarum Clericos. Tenen. de nobis. Reddendo, &c. *This allocates a Fee for the Offices, contains a Precept of Sasine, and is dated the 17th September 1578.*

X.

Justiciar and Baillie of Stow to Heirs and Assignies.

Lib. 41. No.

499.

1598. Jan. 9.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Jacobus dominus de Borthwick, hæreditarius proprietarius officiorum Justitiariæ, Balliatûs & Regalitatibus subscript. pro certis pecuniarum summis, vendidisse & alienasse Marco domino de Newbottle, hæredibus suis & assignatis quibuscunque, officia Justitiariæ & Ballivatûs regalitatis de Stow, cum feodis, &c. Tenen. de S. D. N. Rege. Reddendo S. D. N. Regi, &c. *This contains a Precept of Sasine, and is dated the 26th December 1598.*

XI.

Keeper of the Muir of Craill to Heirs and Assignies.

Lib. 46. No.

97.

1610. Dec. 18.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Jacobus Spence de Wolmerstoun, cum consensu Roberti Lumisden de Ardrrie, pro summa pecuniæ mentionat. in contractu init. inter me & magistrum Jeremiam Lindsay de Denham, vendidisse & alienasse dict. magistro Jeremiæ, hæredibus suis & assignatis quibuscunque,

cunque, officium Custodiæ moræ vulgò vocat. *The King's Muir of Craill, &c.* Tenen. & reddendo, &c. *This contains a Precept of Sasine, and is dated 8th February 1606.*

Mayor of Brae-Ross to Heirs and Assignies.

XII.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Andreas Monro de Newmore, hereditarius proprietarius officii Mari comitatûs de Ross, impleti-
one cujusd. contractûs inter me & Kennethum Mackenzie de Kintail, vendidisse
& alienasse dict. Kennetho Mackenzie, hæredibus suis & assignatis, officium Ma-
ri infra parochiam de Brae-Ross, cum feodis, &c. Tenen. de S. D. N. Redden-
do, &c. *This Charter contains a Precept of Sasine, and is dated the 9th February 1600.*

Lib. 50. No. 319.
1624.
March 6.

C A P. VII.

Heritable Offices limited by the Crown to the Grantees and the Heirs of their Body, whom failing, to return to the Crown.

Sheriff of Ayr.

I.

JACOBUS, Dei Gratiâ. Deditse Georgio Campbell de Loudoun officium Vi-
cecomitis de Ayr, cum pertinen. Tenend. dict. officium prædict. Georgio &
hæredibus masculis de suo corpore, quibus deficient. nobis & hæredibus nostris
liberè revertend. Tenend. de nobis, &c. Faciendo dictus Georgius servitia, &c.

Lib. 4. No. 24.
1440. May 16.

Keeper of the Castle of Lochdoun.

II.

JACOBUS, Dei Gratiâ. Deditse Gilberto Kennedy de Dunmuir custodiam
castri nostri de Lochdoun, ac terras vulgariter vocat. *Pennylands*, custodiæ
dict. castri pertinen. Tenend. custodiam dicti castri, &c. dicto Gilberto, & hæ-
redibus masculis de corpore suo, quibus deficient. nobis & hæredibus nostris liberè
revertend. de nobis, &c. Faciendo dictus Gilbertus, &c.

Lib. 4. No. 25.
1440. May 17.

Sheriff of Wigton.

III.

JACOBUS, Dei Gratiâ. Facimus & constituimus Andream Agnew Viceco-
mitem de Wigtoun. Tenend. dict. officium Vicecomitis dict. Andrea, & post
ejus decessum, Andrea ejus filio, & hæredibus ex ejus corpore, quibus deficient.
&c. quibus deficient. nobis & successoribus nostris liberè revertend. de nobis, &c.
Facien. dict. Andreas onera & servitia, &c.

Lib. 4. No. 20.
1451. May 25.

Baillie of Trunterness.

IV.

JACOBUS, Dei Gratiâ. Deditse Torquello Macleod de Lewis officium Ba-
liatûs de Trunterness, ac quatuor mercat. terrarum de Ferrugie dicto officio
spectan. Tenend. dict. Torquello, & hæredibus suis inter ipsum & Catharinam
Campbell legitimè procreand. quibus deficient. nobis revertend. Reddendo, &c.

Lib. 13. No. 334.
1498. June 28.

C A P. VIII.

Heritable Offices limited to the Grantees and the Heirs of their Body, whom failing, to return to the Granters, with prohibitory, resolute, and irritant Clauses.

I.

Lib. 42. No.

191.

1599. Dec. 25.

Baillie and Constable of Spynie.

JACOBUS, &c. Confirmamus cartam sequen. Alexander dominus de Spynie, dedisse Joanni Innes de Leuchars in vitali reditu, & Alexandro Innes de Coits, & hæredibus masculis de suo corpore, quibus deficienti mihi, hæredibus meis & assignatis quibuscunque, officium Balliatûs domini & regalitatis de Spynie, & Constabularii castri de Spynie, &c. Tenend. & reddendo, &c. Provisio tamen, quod non licebit dict. Joanni Innes, Alexandro Innes de Coits, hæredibusque dict. Alexandri præscript. vendere, alienare, disponere vel locare, assignare vel substituere præfatum officium Balliatûs & Constabularii cuilibet alteri, sine speciali consensu nostro, aut nostrorum successorum dominorum de Spynie prius habito & obtento. Quod si secus fecerint, hæc præsens carta nullius erit roboris aut momenti, sed in se expirabit & cessabit, ac si nunquam facta & concessa fuisset. *This contains a Precept of Sasine, and is dated the 18th December 1599.*

II.

Lib. 57. No.

165.

1642. May 9.

*Irrit. Clause.**Sheriff and Coroner of Dumfries.*

CAROLUS, Dei Gratiâ. Dedisse Willielmo domino Crichton de Sanquhar, & hæredibus suis masculis, tota & integra officia Vicecomitis de Dumfries, & Coronatoris vicecomitatûs ejusd. Tenend. & habend. in feodo & hæreditate. Reddendo dictus Willielmus dominus Crichton jura & servitia debita. Provisio tamen, quod hoc præsens Infeofamentum nostrum præfat. officiorum hæreditariorum tantummodo extendetur in favorem dicti Willielmi domini Crichton, & hæredum suorum masculorum de corpore suo, & nullo alio modo, & nullius usûs erit alicui aliæ personæ, virtute emptionis, venditionis, appretiationis, & ullius juris cujuscunque. Sed jus eorundem officiorum deficienti hæredibus masculis dicti Willielmi de corpore suo, vel casu alienationis, appretiationis, seu ullius alii juris cujuscunque, nobis nostrisque successoribus ipso facto revertetur; & hoc præsens nostrum Infeofamentum casu prædicto nullius erit valoris ipso facto, sub qua provisione hoc præsens nostrum infeofamentum dicto Willielmo domino Crichton datum & concessum est.

C A P. IX.

Offices given in Liferent and Fie, with Power to the Liferenter to sell and dispose thereof at Pleasure, without Consent of the Fiar.

I.

Register from

1664 to 1667

in Chancery,

Fol. 103.

1667. Sept. 13.

Mayor of Aberdeen.

CAROLUS, Dei Gratiâ. Dedisse Andreæ Skene de Ruddriestoun in vitali reditu, & Andreæ Skene ejus filio, ejusque hæredibus & assignatis, officium Mariseodi vicecomitatûs de Aberdeen, cum terris de Pitmuckstoun dicto officio spectan. &c. Reservan. potestatem dicto Andreæ Skene seniori, absque consensu dicti sui filii, dictum officium & terras vendere & disponere, &

Wives provided to a Terce and Liferent.

817 CAP. XL

& easdem impignorare, &c. *This proceeds upon the Resignation of Paul Symmer and Nicholas Leitch his Spouse, and does not contain a Novodamus.*

C A P. X.

Wives provided to the Liferent of heritable Offices, and intituled to a Terce of the Profits thereof.

Constable of St. Andrews.

I.

JACOBUS, Dei Gratiâ. Confirmamus cartam sequen. Henricus Episcopus Sancti Andree, dedisse Joanni de Weemys, & Janetæ de Wardlaw sponsæ suæ, officium Constabularii castri & civitatis nostræ Sancti Andree, cum terris de Muirtoun, &c. Tenend. dict. officium, cum terris, &c. præfat. Joanni & Janetæ, & eorum diutius viventi, ac eorum hæredibus quibuscunque, de nobis. Faciendo, &c.

Lib. 3. No. 179.
1440. Aug. 10.

Forrester of Torwood.

II.

JACOBUS, Dei Gratiâ. Dedisse Davidi Forrester, filio Malcolmi Forrester, officium Forresterii nemoris nostri de Torwood. Tenend. & faciendo, &c. Reservat. libero tenemento dicti officii dicto Malcolmo, ac reservatâ rationabili tertiâ parte proficuum dicti officii Margaretæ sponsæ dicti Malcolmi, pro toto tempore vitæ suæ. *This proceeds upon Malcolm's Resignation.*

Lib. 8. No. 313.
1476. July 22.

Mayor of Aberdeen.

III.

JACOBUS, Dei Gratiâ. Dedisse Georgio Bisset, & Margaretæ Leslie suæ sponsæ, & alteri diutius viven. in conjuncta infeodatione, officium Mariscodi vicecomitatus de Aberdeen, cum terris de Pitmuckston eidem officio spectan. Tenend. & faciendo, &c. *This proceeds upon the said Margaret and Elizabeth Leslie her Sister their Resignation.*

Lib. 20. No. 71.
1521. July 16.

Mayor of Aberdeen.

IV.

JACOBUS, Dei Gratiâ. Ratificamus cartam sequen. Georgius Bisset de Pitmuckston, &c. dedisse magistro Alexandro Bisset Ministro de Brechin, & Joannæ Ogilvie ejus sponsæ, eorumque alteri diutius viven. & hæredibus masculis inter eos legitime procreat. seu procreand. &c. officium Mariscodi vicecomitatus de Aberdeen, cum terris de Pitmuckston eidem officio spectan. Tenend. de S. D. N. Faciendo S. D. N. &c. *This Charter contains Precept of Sasine, and is dated the 24th December 1612.*

Lib. 47. No. 233.
1614. July 14.

C A P. XI.

Heritable Offices sold, purchased, and disposed by the Crown in way of Mortgage, and under Reversion.

Chamberlain of Bute.

I.

MARIA, Dei Gratiâ. Pro summa trecentarum mercarum per Jacobum Stewart Vicecomitem de Bute soluta & deliberata Computatori nostro, nomine compositionis, dedisse hæreditarie in feudifirma dict. Jacobo, & suis hæredibus masculis, &c. officium Camerariatus domini nostri de

Lib. 31. No. 265.
1549. Sept. 3.

E

Bute,

CAP. XII. 18

Offices sold and purchased by the Crown.

Bute, cum feodis &c. Tenen. de nobis, &c. *This Charter is an original Grant, and allocates a fixed Salary for the said Office.*

II.

Sheriff of Renfrew and Baillie of Paisley.

Lib. 57. No.

297.

1642. Aug. 7.

CAROLUS, Dei Gratiâ. Sciatis, nos considerantes Brisium Semple de Cathcart in manibus nostris resignasse, virtute potestatis per quond. dominum Hugonem Semple de Glasford, hæreditarium jus & officium Vicecomitis vicecomitatûs de Renfrew, & Balliatûs regalitatis de Paisley, cum feodis, &c. Et quod nos per literas directas dict. quond. Hugoni domino Semple, proportion. nos acceptasse dict. resignationem, & contentos fuisse dare dict. domino tria millia acrarum pro eadem in prima plantatione in Conunacht in regno Hiberniæ, & si non satis securus redderetur, tunc reponeremus illum in dict. officium ad quæ dict. Brisius Semple nunc habet jus à dict. domino. Ideirco benignè placuit nobis concedere dict. Brisio jus quinque mille librarum Sterlinen. persolven. &c. ex scaccario Hiberniæ; & interea damus dict. Brisio in vitali reditu, & Jacobo Semple ejus filio natu maximo, quibus deficien. dict. Brisio Semple ejus hæredibus masculis & assignatis, tota & integra dict. officia Vicecomitis & Balliatûs. Tenen. & reddendo, &c. Proviso, quod quodocunque dict. Brisius Semple perceperit solutionem dict. summæ quinque mille librarum, tunc, & immediatè postea, jus & infeofamentum dict. officiorum expirabit.

III.

Steward of Annandale.

Lib. 57. No.

448.

1643. Nov. 17.

CAROLUS, Dei Gratiâ. Dedisse Jacobo Comiti de Annandale, ejusque hæredibus, officium Senescalli senescallatûs Annandiæ. Tenen. & reddendo, &c. Proviso, quod dict. hæreditarium officium redimabile erit per nos à dict. Jacobo ejusque prædict. per solutionem decem mille librarum monetæ Scotiæ. *This Charter proceeds upon a Preamble, That John Earl of Annandale, Father of the said James, had resigned the said Office, ad perpetuam remanentiam, in the King's Hands, but had got no Satisfaction for the same.*

IV.

Sheriff of Renfrew and Baillie of Paisley.

Lib. 1. Chanc.

Fol. 92.

1650. June 3.

CAROLUS, Dei Gratiâ. Dedisse Alexandro Comiti de Eglintoun, ejusque hæredibus masculis, &c. officium Vicecomitis vicecomitatûs de Renfrew, & Balliatûs regalitatis de Paisley. Tenen. & reddendo, &c. *This proceeds upon the Resignation of the said Bryce and James Semples, and contains a Power to the King to redeem these Offices by Payment of the said Sum of 5000 l. Sterling.*

C A P. XII.

A Proportion of the Taxt-duties payable to the Crown for Lands and heritable Offices jointly, is laid upon the Offices when disposed separately, and ingrossed in the *Reddendo* accordingly.

I.

Charter of the Lands and Barony of Cavers, including the Office of Sheriff of Roxburgh, in favours of Archibald Douglas in Liferent, and William his Son in Fie.

Chanc. Lib.

Fol. 238.

1702. Aug. 25.

ANNA, Dei Gratiâ, &c. Dedisse Archibaldo Douglas de Cavers in vitali reditu, & Gulielmo Douglas ejus legitimo filio natu maximo, & hæredibus masculis ex ejus corpore, quibus deficien. ejus aliis hæredibus masculis,

A Proportion of Taxt-duties put on Officers.

19 CAP. XII.

lis, quibus deficien. ejus hæredibus & assignatis quibuscunque, totas & integras terras & baroniam de Cavers, comprehenden. terras de Cavers, unà cum officio Vicecomitis vicecomitatûs de Roxburgh, cum omnibus feodis, proficuis, &c. ad idem spectan. Tenend. & habend. &c. Reddendo inde annuatim, præfatus Archibaldus Douglas de Cavers, &c. pro dictis terris & baronia de Cavers, comprehenden. terras, hæreditarium officium Vicecomitis, aliaque suprascripta jura, servitia & divorias taxat. modo postea specificato, viz. pro warda & nonintroitu summam 200 l. pro relevio similem summam, & pro maritagio 400 l. *This Charter proceeds upon Caver's Resignation, and contains a Novodamus.*

Charter of the Office of Sheriffsip per se in favours of Archibald Douglas, proceeding on William's Resignation.

II.

GEORGIUS, Dei Gratiâ, &c. Dedisse Archibaldo Douglas, fratri germano Gulielmi Douglas de Cavers, eoque per mortem deficien. dicti Gulielmi Douglas hæredibus & assignatis quibuscunque, hæreditariè & irredimabiliter, totum & integrum hæreditarium officium Vicecomitis vicecomitatûs de Roxburgh, cum omnibus feodis, proficuis & privilegiis ad dictum officium spectan. Et ordinamus, quòd sasina per dictum Archibaldum, &c. capiend. per deliberationem libri curiæ dicti Vicecomitis, & fustis *lie* Baton, apud maneriei locum de Cavers, sufficiens erit sasina dicti Vicecomitis officii & pertinen. Tenend. & habend. dicti hæreditarium officium in taxata, warda, feodo & hæreditate in perpetuum. Reddendo inde annuatim, dictus Archibaldus, &c. nobis nostrisque successoribus, duran. spatio wardæ & nonintroitus, summam quinque mercarum monetæ Scotiæ, cum simili summa pro relevio, & summam decem mercarum pro maritagio hæredis ad dictum officium succeden. & has tanquam proportionales partes dicto officio congruen. summæ 200 l. solabilis pro warda & nonintroitu baroniæ de Cavers, & dicti officii Vicecomitis, similis summæ pro relevio, & summæ 400 l. pro maritagio hæredis. *This proceeds upon the Resignation of the said William Douglas of Cavers, and contains a Precept of Sasine.*

Lib. 38. Fol.

145.

1742. Feb. 2.

Another Charter of the same Kind, in favours of Sir Archibald Campbell of the Offices of Sheriff and Constable of Nairn.

III.

GEORGIUS, Dei Gratiâ, &c. Dedisse domino Archibaldo Campbell de Clunes, &c. tota & integra hæreditaria officia Vicecomitis vicecomitatûs de Nairn, & Constabularii castri ejusdem, cum assisa cervisiæ & piscium, & proficuis & divoriis ejusd. Tenend. & habend. &c. Reddendo inde dictus dominus Archibaldus Campbell, duran. wardâ, nonintroitu, vel aliquibus eorum, summam sex librarum monetæ Scotiæ, cum simili summa pro relevio, & summa duodecim librarum pro maritagio, tanquam proportionalem partem summæ unius mille mercarum solubil. ex terris, baronia, & Thanagio de Calder, aliisque de quibus dicta hæreditaria officia sunt partes, pro maritagio hæredis quando contigerit, secundum cartas & infeofamenta earund. *This proceeds upon the Resignation of John Campbell of Calder, and contains a Precept of Sasine.*

Lib. 30. Fol.

164.

1722. Feb. 12.

C A P. XIII.

Shewing, That the Offices of High-Admiral and Chamberlain are patrimonial, and the Charters thereof proper Feus.

I. *Charter of the Dukedom of Lennox, uniting the Lands and these Offices into a Dukedom, in favours of Ludovick Duke of Lennox.*

Lib. 44. No.
364.
1603. Feb. 21.

Offices of Ad-
miral and
Chamberlain,

united into the
Dukedom of
Lennox.

Offices in the
Tenend.

and in the
Reddendo.

JACOBUS, Dei Gratiâ, &c. Dedit Ludovico Lennociæ Duci, ac hæredibus masculis de corpore suo, quibus deficient. hæredibus suis masculis quibuscunque, totum & integrum ducatum & comitatum de Lennox, comprehendens terras, &c. cum officio Vicecomitis vicecomitatûs de Dunbarton, omnes ab antiquo in unum liberum ducatum & comitatum, ducatum de Lennox nuncupat. & etiam hæreditarium officium Baliatûs & Justiciarii regalitatis de Glasgou; nec non tota & integra officia Admiralitatis & Camerarii nostri regni, cum omnibus privilegiis, honoribus, dignitatibus, ac commoditatibus quibuscunque eisdem spectant. Et etiam de novo unimus & annexamus dictas terras, &c. cum officio Vicecomitis vicecomitatûs de Dunbarton, &c. & hæreditarium officium Baliatûs & Justiciarii regalitatis de Glasgou; nec non tota & integra officia Admiralitatis & Camerarii nostri regni, cum omnibus privilegiis, honoribus, dignitatibus ac commoditatibus quibuscunque iisdem spectant. in unum integrum & liberum ducatum, &c. ducatum de Lennox nuncupand. Tenend. & habend. totum & integrum dictum ducatum de Lennox, comprehendens dictas terras, &c. cum dicto officio Vicecomitis vicecomitatûs de Dunbarton, unâ cum prædictis hæreditariis officiis Justiciarii regalitatis de Glasgou; nec non tota & integra prædicta officia Admiralitatis & Camerarii nostri regni, cum omnibus privilegiis, honoribus, dignitatibus, commoditatibus quibuscunque eidem spectant. & pertinent. omnes nunc unit. in dictum ducatum de Lennox, ut præfatum est, de nobis & successoribus nostris, in feodo, &c. Rendendo inde annuatim, dictus Ludovicus Lennociæ Dux, siue hæredes masculi prædicti, nobis & successoribus nostris, pro dicto ducatu de Lennox, comprehendens dictas terras, &c. cum dicto officio Vicecomitis vicecomitatûs de Dunbarton, &c. ac prædicta officia Admiralitatis & Camerarii, cum omnibus privilegiis, honoribus, dignitatibus, & commoditatibus quibuscunque eisdem spectant. omnes nunc unit. in dictum ducatum de Lennox, duos denarios usualis monete regni nostri, in die festo Pentecostes, nomine albæ firmæ, si petatur tantum; ac, pro prædicto officio Baliatûs & Justiciarii regalitatis de Glasgou, præfatus Dux, ejusque prædict. exonerando sufficiens officium in utendo dicto officio, nomine albæ firmæ tantum. *This Charter proceeds upon the Duke's Resignation, and contains a Novodamus.*

II.

Retour, Lib. 9.
Fol. 249.
1625. July 29.

RETOUR James Duke of Lennox, as Heir to Ludovick Duke of Lennox his Father, in ducatu de Lennox, &c.

III.

Ibid. Lib. 22.
Fol. 85.
1655. Aug. 8.
Offices.

Retour of Esin Duke of Lennox to said James.

THIS Inquisition was made, &c. by, &c. who, being sworn, say, That James Duke of Lennox, Father of Esin now Duke of Lennox, died last vest and seised in all and hail the Dukedom of Lennox, comprehending the Lands, &c. and likewise the Offices of Admiralty and Chamberlain of Scotland, &c. with the Privi-

Offices of High-Admiral and Chamberlain.

21 CAP. XIII.

Privileges and Commodities pertaining thereto; and that the said Dukedom, comprehending as aforesaid, are now worth by the Year the Sum of 1551 l. 10 s. *Included in the Valen.* Scots, and were worth in Time of Peace 517 l. 3 s. 4 d. Scots; and that the said Dukedom, comprehending as aforesaid, holds of the Lord Protector in Free-blanch, for Payment of two Pennies in name of Blanch-farm, &c.

Responsive on the above Retour.

IV.

THE Sheriff of *Dunbarton* is answerable for 775 l. 5 s. Scots, for the Farms of the Dukedom of *Lennox*, comprehending the Lands, &c. as also the Offices of Admiralty and Chamberlainry of *Scotland*, with the Privileges, Honours, Dignities and Commodities pertaining thereto; and for four Pennies for the Duplication of the Blanch-farm thereof, by Sasine thereof given to *Esm* now Duke of *Lennox*. *Resp. Record. 1655. Sept. 30. Offices.*

Vide *Charter of the Office of Admiral* per se, Cap. I. No. 14.

Retour of King Charles the Second to the Duke of Lennox.

V.

HÆC inquisitio facta fuit in novo prætorio, five sessionis domo, burgi de *Edinburgh*, 6to die mensis Julii, anno 1680, per hosce nobiles, honorabiles & fideles patriæ viros subscript. viz. Joannem Ducem de *Roths*, magnum Cancellarium hujus regni *Scotiæ*; dominum Jacobum *Dalrymple* militem & baronetum, Præsidentem collegii justitiæ, Carolum *Maitland* de *Haltoun* Thesaurarium deputat. S. D. N. Regis, dominum Thomam *Murray* de *Glendoick* militem & baronetum, præfato S. D. N. Regi ab archivis, dominum Jacobum *Foulis* de *Colingtoun*, dominum Robertum *Nairn* de *Strathore*, dominum Davidem *Nevay* de eodem, dominum Joannem *Baird* de *Newbyth*, dominum Joannem *Lockhart* de *Castlehill*, dominum Davidem *Balfour* de *Forret*, dominum Jacobum *Foulis* de *Redford*, dominum Davidem *Falconer* de *Newtoun*, dominum Alexandrum *Seton* de *Pitmedden*, dominum Rogerum *Hog* de *Harcars*, & dominum Andream *Birnie* de *Saline*, milites, senatores omnes collegii justitiæ, qui jurati dicunt, Quòd Carolus *Lennox* & *Richmond* Dux, &c. obiit ultimò vestit. & fasit. in toto & integro ducatu & regalitate de *Lennox*, comprehenden. totas & integras terras, &c. totum & integrum officium Admiraltatis regni *Scotiæ* & insularum ejusdem, includen. insulas de *Orkney* & *Zetland*, & omnes alias ad dict. regnum pertinen. cum omnibus & singulis præeminentiis, dignitatibus, libertatibus, privilegiis, jurisdictionibus, proficiis & divoriis quibuscunque eò spectan. & totum & integrum officium Camerarii dict. regni *Scotiæ*, cum omnibus privilegiis, honoribus, dignitatibus & commoditatibus quibuscunque ad idem officium pertinen. &c. Et quòd S. D. N. Carolus Secundus, Dei Gratiâ, Magnæ *Britanniæ*, *Franciæ* & *Hiberniæ*, Rex, fideique defensor, est atnepos quondam Joannis Comitis de *Lennox*, qui fuit atavus dict. Caroli *Lennox* & *Richmond* Ducis, & legitimus & propinquior hæres masculus & talliæ ejusdem, de omnibus & singulis ducatibus, dominiis, officiis, aliisque superscript. Et quòd dict. ducatus, dominium & regalitas de *Lennox*, comprehenden. ut superscript. tenentur de S. D. N. Rege in feodo & hæreditate, pro solutione annuatim duorum denariorum monetæ *Scotiæ*, in die festo *Pentecostes* annuatim, nomine albæ firmæ, si petatur tantum. Et quòd jus proprietatis omnium & singulorum ducatum, dominiorum, regalitatum, officiorum, aliorumque superscript. nunc consolidatum est in persona dict. S. D. N. Regis, cum superioritate earundem, ita ut super iisdem præfatus S. D. N. ejusque succes-
fores

Retour, Lib. 37. Fol. 211. 1680. July 6.

Offices.

Offices includ.

Offices.

CAP. XIV. 22

Offices of High-Admiral and Chamberlain.

fores disponere poterint, tanquam propriâ suâ hæreditate, ad arbitrium, omni tempore futuro.

VI.

Charter in favours of Charles Duke of Lennox and Richmond, of said Dukedom and Offices.

Chanc. Lib.
8. Fol. 132.
1680. Aug. 20.

Offices.

Offices included.

CAROLUS, Dei Gratiâ, &c. Dedisse Carolo Lennociæ & Richmondiaë Duci, & hæredibus masculis ex ejus corpore, quibus deficient. nobis & successoribus nostris revertend. totum & integrum ducatum de Lennox, &c. inibi continen. terras & officia subscript. viz. totas & integras decem libras terrarum de Kilmahew, &c. & similiter totum & integrum officium Admiralitatis totius regni nostri Scotiæ & insularum ejusd. includen. insulas de Orkney & Zetland, & omnes alias insulas ad regnum nostrum Scotiæ spectan. cum omnibus & singulis jurisdictionibus, præeminentiis, privilegiis & divoriis eò spectan. Et totum & integrum officium Camerarii dict. regni nostri Scotiæ, cum omnibus & singulis feodis & divoriis eò spectan. omnes erect. in dict. ducatum de Lennox. Et similiter, totum & integrum officium Balivatus & Justiciarii regalitatis de Glasgow, cum feodis & divoriis ad dictum officium spectan. Tenend. & habend. &c. Reddendo pro dict. integro ducatu, comprehendend. ut prædicitur, duos denarios ad festum Pentecostes, nomine albæ firmæ. *This Charter proceeds upon the King's Right, as Heir to Charles Duke of Lennox.*

VII.

Instrument of Resignation ad remanentiam by the Duke of Lennox, in favour of Queen Anne.

General Reg.
Fol. 413. dated
8th March
1705, reg 18th
April 1705.

Offices.

INSTRUMENT of Resignation *ad remanentiam* of the Offices of High-Admiral and Chamberlain of the Kingdom of Scotland, and of the Bailliary and Justiciary of the Barony and Regality of Glasgow, in the Hands of her Majesty, at the Court of St. James's, within her Chamber of Presence, by Charles Chalmers, as Procurator for Charles Duke of Lennox and Richmond, conform to a Procuratory of Resignation, dated 8th June 1704 Years.

C A P. XIV.

Shewing, 1mo, That the Office of High-Constable of Scotland is patrimonial, and the Charters thereof feudal. 2do, That this Office was alienate to Francis the second Son of the Earl of Errol, and the Sons of an after Marriage, excluding Alexander his then eldest Son, and Thomas his third Son, and their Descendents. 3tio, That the Office and Fees thereof were set in Tack to William Henderson, and, upon his Forfeiture, Andrew, Master of Errol, obtained a Gift of the Escheat of said Tack.

I.

Charter in favours of Francis Hay second Son of the Earl of Errol, and the said Earl's younger Sons after named.

Lib. 40. N^o.
129.
1584.
March 29.
Office,

JACOBUS, Dei Gratiâ, &c. Dedisse Francisco Hay filio legitimo, secundo genito Andreæ Comitis de Errol, ac hæredibus masculis dict. Francisci subscript. totas & integras terras & baroniam de Slains & Innerpeffrie, officium Constabularii regni nostri, cum hostelagiis ejusd. &c. unit. in unam integram baroniam,

Office of High-Constable.

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roniam, baroniam de Slains nuncupat. & quòd unica fasina, apud maneriem de Slains, sufficiens erit pro totis & integris dict. terris & baronia, cum officio antedict. &c. Tenen. dict. terras & baroniam, cum officio Constabularii ac hostelagiis ejusd. &c. dicto Francisco & hæredibus masculis ex ejus corpore, quibus deficient. hæredibus masculis inter dict. Comitem & dominam Agnetam Sinclair ejus sponsam presentem, quibus deficient. hæredibus masculis dict. Andree in ullo subsequente matrimonio, quibus deficient. hæredibus masculis & talliæ, in infeofamentis dict. terrarum per quondam Jacobum quintum content. specificat. Reddendo annuatim dict. Franciscus, &c. pro dict. terris & baronia de Slains & Innerpeffrie, officio Constabularii cum hostelagiis, &c. unum par calcarium deauratorum, nomine albæ firmæ, si petatur tantum. *This proceeds on the Resignation of the said Andrew Earl of Errol, with Consent of Alexander Hay his eldest Son, and contains a Novodamus, and a Reservation to the Earl of the Lands and Office of Constable, during his Life, and of certain Annuities out of the Lands to the said Alexander Hay his eldest Son, and Thomas his third Son.*

in the Tenen.

and in the Reddendo.

Retour in the Barony of Slains and Office of High-Constable.

II.

HÆC inquisitio facta fuit per, &c. qui jurati, dicunt, quòd Gulielmus Comes de Errol, pater Gilberti nunc Comitis de Errol, obiit ultimò vestit. & fasit. in totis & integris terris & baronia de Slains, officio Constabularii regni Scotiæ, cum hostelagiis ejusd. jure patronatum, &c. omnes unit. & annexat. in unam integram & liberam baroniam, baroniam de Slains nuncupat. &c. Et quòd totæ & integræ prædict. terræ & baronia de Slains, prædict. officium Constabularii regni Scotiæ, cum hostelagiis ejusd. cum prædicto patronatu dict. ecclesiæ, unit. & annexat. ut præfertur, nunc valent per annum ducentas libras usualis monetæ regni Scotiæ, ac, tempore pacis, valuerunt centum libras ejusd. monetæ; & quòd dictæ terræ & baronia de Slains, prædictum officium Constabularii dicti regni, cum hostelagiis ejusdem, cum prædicto patronatu dictæ ecclesiæ unit. ut præfertur, de S. D. N. Rege, & successoribus suis, in libera alba firma, immediate tenentur, pro annua solutione unius paris calcarium deauratorum, nomine albæ firmæ, si petatur tantum; & quòd totæ & integræ dict. terræ & baronia de Slains, prædict. officium Constabularii regni Scotiæ, cum hostelagiis ejusd. cum prædict. patronatu, nunc existunt, sicuti extiterunt in manibus S. D. N. Regis, tanquam superioris hujusmodi, ratione nonintroitus, continuo à decessu dict. Gulielmi Comitis de Errol, qui obiit 17mo die Decembris, A. D. 1636. per spatium trium terminorum & trium mensium, aut eocirca ultimò elaps.

Lib. 15. Fol. 285. 1638. Aug. 30. Office,

mentioned in the Valen.

and in the Holding.

Office in Non-entry.

Responsive on the above Retour.

III.

VICECOMES de Perth Resp. pro iiii. lib. monetæ Scotiæ de firmis terrarum & baroniæ de Slains, officii Constabularii dict. regni, cum hostelagiis ejusdem, patronatu ecclesiæ parochialis de Turreff, jacen. infra vic. de Aberdeen, & de ii paribus calcarium deauratorum per duplicationem albæ firmæ earund. S. D. N. Regi debet. per fasinam datam Gilberto Comiti de Errol.

Resp. Record, Fol. 115. 1638. Sept. 6. Offices.

Gift of Escheat of the Tack of the Office of High-Constable, and Fees and Profits thereof, in favours of Andrew Master of Errol.

IV.

AN Letter made, making mention, that our Soverane Lord, with Advice and Consent of James Earl of Morton Regent, having considered, That George Earl

Priv. Seal, lib. 41. No. 133. 1573. Dec. 18.

CAP. XV. 24

Offices.

Keeper of the Park of Holyroodhouse.

Earl of Errol, gave Tack and Affedation of his Office of Constabularie, with Fees, Profits and Casualties, to *William Henderson*, during all the Time of his right trust Cusing's Lifetime, as the said Affedation in itself at mair Length bore. And having considerit, that his said right trust Cusing has already resigned and given ovr his Barony of *Slains*, and Office of Constabularie, in favours of his Grace's right trust Cusing *Andro* Master of *Errol*, and he infest therein heritable halden of his Grace, and that the said *William*, for certain Crymes of Lese-Majestie, is already, be Sentence of his Hieness Parliament, forfeited, be reson quhair of the Gift of the said Tack, enduring the Space forsaid, appertains to his Majestie, be reson of Forfaltre forsaid: And thairfor his Hieness, with Advice forsaid, has given and granted to *Andrew* Master of *Errol*, his Heirs and Assignies, the Escheat of the Tack forsaid, with all Fees and Priviledges pertaining thairto; quhilk Tack now belongs to our Soverane Lord, as is fallen and become in his Hieness Hands be reson forsaid, with Power to the said *Andrew* Master of *Errol*, his Heirs and Assignies forsaid, to use and exerce the said Office be themselves, or others in their Names, with all Fees, Duties, Rights and Priviledges belonging thairto, siklike and alse freely as the said *William Henderson* might have done before the said Forfature, but any Revocation.

CAP. XV.

Progress of the Titles to the Office of Keeper of the Park of Holyroodhouse.

I.

Lib. 57. No.

500.

1646. Aug. 10.

Dispensation
for Sasine.

CAROLUS, Dei Gratiâ, &c. Facimus & constituimus dominum Jacobum Hamilton de Priestfield, ejusque hæredes masculos, hæreditarios Custodes roborarii nostri, *lie Park* de Holyroodhouse, omniumque partium & pendiculorum ejusd. ad idem pertinen. Ac damus dicto domino Jacobo, ejusque præscriptis, hæreditarium officium & custodiam dicti nostri roborarii, cum omnibus feodis, casualitatibus, divoriis & privilegiis eidem pertinen. cum potestate constituendi Sub-custodes, &c. Et ordinamus, quòd unica sasina, nunc per dictum dominum Jacobum Hamilton, perque ejus præscript. in futurum, apud dictum roborarium, *lie Park*, capiendâ, sufficiens erit pro dicto hæreditario officio, cum viridariis & casualitatibus ad idem pertinen. Tenen. & haben. prædictum hæreditarium officium, feoda & casualitates ad id pertinen. dicto domino Jacobo Hamilton, ejusque præscript. de nobis & successoribus nostris, in libera alba firma, feodo & hæreditate, in perpetuum. Reddendo inde annuatim, dictus dominus Jacobus Hamilton, ejusque præscript. nobis & successoribus nostris, unum denarium monetæ Scotiæ, ad festum Pentecostes, nomine albæ firmæ, si petatur tantum.

II.

Retour, Lib.

28. Fol. 100.

1666. Jan. 5.

His Son's Retour.

RETOUR Sir James Hamilton of Priestfield, to Sir James Hamilton his Father, in hæreditario officio custodiæ roborarii, *lie Park* de Holyroodhouse, cum omnibus feodis & casualitatibus, divoriis & privilegiis quibuscunque ad idem pertinen.

CHAR-

CHARTER of the said heritable Office of Keeper of the Park of *Holyrood-house*, in favours of *Charles Earl of Haddington*, proceeding upon a Decreet of Adjudication at the Instance of *Sir Thomas Burnet of Leys*, and *Mr. Thomas Burnet of Glenbervie*, against the said *Sir James Hamilton of Priestfield*, dated the 26th of *February 1679*, and Allowance thereof, and Conveyance by them to the Earl.

III.
Lib. 10. Chan.
Fol. 116.
1680.
March 5.

There are no Lands or heritable Subjects other than this Office disposed.

CHARTER of the said heritable Office in favours of *Thomas Earl of Haddington*, proceeding upon the said *Sir James Hamilton's* Resignation.

IV.
Lib. 13. Chan.
Fol. 48.
1691. Jan. 23.

C A P. XVI.

Office of Usher or Door-keeper of the King's Chapel.

ROBERTUS, Dei Gratiâ, Rex Scotorum, omnibus, &c. salutem. Sciatis nos dedisse dilecto nostro Willielmo de Camera, officium Hastiariæ nostræ capellæ, & terram de Collii, cum pertinen. eidem officio annexat. quod & quæ fuerunt Joannis de Capella, quodque & quam idem Joannes, non vi aut metu ductus, nec errore lapsus, sed merâ & spontaneâ voluntate nobis, per fustim & baculum, sursum reddidit, purèque simpliciter resignavit. Tenend. & habend. dicto Willielmo & hæredibus suis, de nobis & hæredibus nostris, in feodo & hæreditate, liberè & quietè, cum omnibus & singulis feodis, libertatibus, commoditatibus, ac rectis consuetud. & aliis justis pertinentiis quibuscunque ad dictum officium seu terram spectantibus, seu spectare valentibus justè quomodolibet in futurum. Faciendo inde nobis & hæredibus nostris, dictus Willielmus & hæredes sui, servitia debita & consueta. In cujus rei testimonium, &c. testibus, &c. apud Perth, die xviimo Martii, anno regni nostri sexto.

Roll 5. Rob. II.
Nº. 24.
1376.
March 17.

C A P. XVII.

Progress of the Titles to the Office of Macer and King's Serjeant.

Charter to James Scrimzeour and his Heirs and Assignies.

JACOBUS, Dei Gratiâ, &c. Dedisse Jacobo Scrimzeour de Myres, hæredibus suis masculis & assignatis quibuscunque, totum & integrum officium Clavigeri & Serjandi armorum: quodquidem officium dicto Jacobo suisque prædecessoribus per multa secula pertinebat; ac per ipsum in manibus nostris purè & simpliciter, per fustim & baculum, ut moris est, pro novo hoc nostro infeofamento subsequen. desuper dan. & conceden. resignat. Insuper, nos de novo damus, concedimus & disponimus dicto Jacobo Scrimzeour de Myres, hæredibus suis masculis & assignatis quibuscunque, hæreditariè, totum & integrum prædictum officium Clavigeri & Serjandi armorum, cum omni jure, titulo, interesse, juris clameo, quæ nos, prædecessores aut successores nostri habuimus, habemus, seu quovis modo ad idem officium habere, seu clamare poterimus, ratione wardæ, relevii, nonintroitus, eschetæ, forisfacturæ, recognitionis, reductionis, &c. aut ob quamcunque

I.
Lib. 43. Nº.
78.
1600. Nov. 16.
Heirs and Assignies.

cunque aliam causam seu occasionem præteritam, diem præsentis cartæ nostræ præceden. Tenend. & habend. totum & integrum prædictum officium Clavigeri & Serjandi armorum, dicto Jacobo Scrimzeour, hæredibus suis masculis, & assignatis prædictis, de nobis & nostris successoribus, in libera alba firma, feodo, & hæreditate in perpetuum. Et quia per authentica infeofamenta clarè constat, firmas feudifirmæ terrarum de Myres jacen. infra senescallatum de Fyfe, dicto Jacobo in feudifirma hæreditariè pertinen. annuatim ad summam decem librarum extenden. continuò ab anno Domini 1451 in nostri scaccarii computis, dicto Jacobo & ejus prædecessoribus, pro eorum servitio in dicto officio possessas, allocatas, & assignatas fuisse: igitur, pro bonis causis, assignamus dicto Jacobo, hæredibus suis masculis, & assignatis prædict. feudifirmas, unà cum summa decem solidorum in augmentationem nostri rentalis dict. terrarum per ipsos omnibus temporibus affuturis, pro ipsorum mercede, pro executione eorum officii possiden.

- II. *Sasine in favours of John Leslie, in the Office and in the Lands of Myres, proceeding upon a Charter from John Paterfon, who had Right thereto by Progress from the said James Scrimzeour, as will appear from the next Charter.*

General Reg.
Lib. 38. Fol.
105. dated 1st
Nov. 1633. re-
gift. 21st ditto.

I NSTRUMENTUM sasine in favorem Colonelli Joannis Leslie, filii legitimi quond. Davidis Leslie de Otterstoun, & Agnetæ Logan ejus sponsæ, terrarum de Myres, nec non totius & integri officii Clavigeri & Serjandi armorum, cum summa decem librarum & decem solidorum pro firmis dict. terrarum de Myres, pro feodo dicti officii disposit. per terræ & lapidis fundi dict. terrarum de Myres, ac unius clavis apud januam de Myres sigillatim & respectivè traditionem. *This proceeds upon a Charter of Sale and Alienation by John Paterfon of Myres, in favours of the said Colonel John Leslie and Agnes Logan his Spouse, and longest Liver of them two in conjunct Fie and Liferent, and the Heirs-male to be procreate betwixt them, which failing, to the said Colonel and his Heirs-male and Assignies whatsoever, of the said Lands of Myres and Office aforesaid.*

- III. *Charter in favours of George Moncrieff and his Heirs and Assignies, proceeding upon John Leslie's Resignation, and confirming a Charter by James Scrimzeour to John Paterfon, and a Charter by him to the said John Leslie, and Infeftments thereon.*

Lib. from
1660. to 1664.
L. H. No. 87,
1662. Jan. 17.

Heirs and As-
signies.

C AROLUS, Dei Gratiâ, &c. Deditse Georgio Moncrieff de Reidie, & Margaretæ Leslie ejus sponsæ, eorumque alteri diutius viventi, in conjuncta infeodatione & vitali redditu, & hæredibus inter ipsos procreat. seu procreand. quibus deficient. dicto Georgio, suis aliis hæredibus & assignatis quibuscunque, totas & integras terras de Myres; nec non deditse dicto Georgio Moncrieff, hæredibusque inter ipsum & dictam Margaretam Leslie, quibus deficient. aliis suis hæredibus & assignatis quibuscunque, totum & integrum officium Clavigeri & Serjandi armorum, cum summa decem librarum decem solidorum monetæ Scotiæ, pro feudifirmæ firmis dict. terrarum de Myres, per nos & nostros prædecessores disposit. dicto Georgio Moncrieff, ejusque prædecessoribus & authoribus, secundum jura & infeofamenta illis desuper concessa. Porro ratificamus quandam cartam continen. præceptum sasine, fact. & concess. per quond. Jacobum Scrimzeour de Myres, quondam Stephano Paterfon de Myres, dicti officii Clavigeri, decem librarum decem solidorum, tanquam feudifirmæ, divoria de Myres, pro dictis officiis per prædecessores nostros assignat. de data decimo tertio die mensis Decembris, anno 1616, cum instrumento desuper sequen. Nec non aliam cartam dicti officii

officii Clavigeri, feodorum, & feudifirmarum supra mentionat. Joanni Leslie tunc designato Colonello Joanni Leslie, fact. de data ultimo die mensis Octobris, anno 1633, cum instrumento fasinae desuper sequen. Et erigimus dictas terras, cum officio Clavigeri, &c. in unam integram baroniam, baroniam de Myres nuncupand. ordinan. quod unica fasina, apud maneriei locum de Myres, erit sufficiens pro dictis terris, officio Clavigeri, feodis, &c. Tenend. &c. Reddendo, pro dictis terris de Myres, summam decem librarum & decem solidorum, &c. & pro dicto officio Clavigeri & Serjandi armorum, debitam, & legitimam administrationem dicti officii. *The Feu-duty of 10 l. 10 s. is by this Charter also disposed irredeemably as the Fee of the Office. This Charter proceeds upon the Resignation of the said Colonel John Leslie, with Consent of the Persons therein mentioned.*

Charter to the said George Moncrieff in Liferent, and Captain John Moncrieff in Fie, &c. and his Heirs and Assignies, proceeding upon George's Resignation, and giving a Power to name one of the Macers before the Court of Session.

IV.

GULIELMUS & Maria, Dei Gratiâ, &c. Dedisse Georgio Moncrieff de Reidie, in vitali reditu, duran. omnibus ejus vitæ diebus, & Capitaneo Joanni Moncrieff ejus filio legitimo natu maximo, & hæredibus masculis de corpore suo; quibus deficient. aliis suis hæredibus masculis, quibus deficient. hæredibus suis & assignatis quibuscunque, totas & integras terras de Myres, &c. nec non totum & integrum officium Clavigeri & Serjandi armorum, cum summa decem librarum decem solidorum monetæ Scotiæ, pro feudifirmæ firmis dict. terrarum de Myres, &c. per nos & nostros prædecessores, præfato Georgio Moncrieff, ejusque prædecessoribus & authoribus, disposit. secundum jura & infeofamenta illis desuper concessa, omnes unit. in integram baroniam, baroniam de Myres nuncupat. Et nos, pro clarificando jus dicti hæreditarii officii, damus & concedimus plenam potestatem dicto Georgio Moncrieff, & post ejus decessum, dicto Joanni Moncrieff, & hæredibus & assignatis suis prædictis, nominandi & præsentandi unum quatuor Clavigerorum ordinariorum, coram dominis concilii & sessionis, aptum & idoneum pro dicto officio. Et de novo damus dictas terras, & officium hæreditarium, & unimus & incorporamus dictas terras, officium, &c. in unam & integram baroniam, baroniam de Myres nuncupand. ordinan. maneriei locum de Myres, principale fore messuagium, & unicam fasinam per traditionem terræ & lapidis fundi solummodo. Tenend. &c. Reddendo pro dictis terris de Myres summam decem librarum & decem solidorum. Quæ feudifirma antea per prædecessores nostros, & speciatim per Carolum secundum, dicto Georgio Moncrieff disposita fuit, quam nos ratificamus, &c. & pro dicto officio Clavigeri & Serjandi, coram dominis concilii & sessionis, debitam & legitimam administrationem dicti officii, nomine albæ firmæ, ut moris est. Insuper Ballivis, &c.

*Lib. 13. Chan.
Fol. 63.
1690. Dec. 5.*

Heirs and Assignies.

Heirs and Assignies Power to name one of the Macers.

Retour George Moncrieff now of Reidie.

V.

RETOUR George Moncrieff of Reidie to Captain John Moncrieff of Reidie his Uncle, in terris & baronia de Myres, &c. & de officio Clavigeri & armorum Serjandi, cum potestate & privilegio nominandi & præsentandi unum ex quatuor Clavigeris ordinariis coram dictis dominis.

*Retours, Lib.
59. Fol. 251.
1724. July 9.*

C A P. XVIII.

Progress of the Titles to the Office of Usher of Exchequer.

I.

Lib. 32. No.

671.

1565. May 31.

Heirs and As-
signies.

VI

Heirs and As-
signies in the
Tenen.and in the
Reddendo.*Copy of the Charter in favours of John Bellenden.*

MARIA, Dei Gratiâ, Regina Scotorum, omnibus probis hominibus toti-
us terræ, seu clericis & laicis, salutem. Sciatis nos dedisse, concessisse,
& hâc præsentî cartâ nostrâ confirmâsse, hæreditariè, prædilecto nostro
familiari & fideli consiliario, Joanni Bellenden de Auchnoul, militi, nostræ justi-
ciariæ Clerico, hæredibus suis & assignatis, totum & integrum officium custodiæ
portæ, sive ostii domûs nostri scaccarii, cum omnibus & singulis stipendiis, profi-
cuis & divoriis ad idem pertinen. quod quidem officium pertinebat Joanni Vans
de Many, perprius hæreditariè, & quod idem Joannes, per fustim & baculum, &
procuratores suos ad hoc legitimè constitutos, & literas suas patentes, in manibus
nostris, apud Striveling, fursum reddidit, purèque & simpliciter resignavit, ac to-
tum jus & clameum quæ in eodem habuit, seu habere potuit, pro se & hæredibus
suis omnino quietè clamavit in perpetuum: cum potestate dicto Joanni, hæredibus
suis & assignatis, dictum officium custodiæ portæ, ostii domûs nostri scaccarii, per
seipso aut eorum deputatos suo nomine, pro quibus respondere tenebuntur, utendi
& exercendi. Nec non omnia & singula divoria & privilegia ad idem pertinen.
levandi, possidendi & percipiendi, simili modo & adeò liberè, in omnibus & per
omnia, sicuti dictus Joannes Vans, vel prædecessores sui, dictæ portæ domûs no-
stri scaccarii Custodes, in hujusmodi officio perprius usi fuerunt, & stipendia, pro-
ficua, & divoria ejusdem percipiebant. Tenendum & habendum totum & inte-
grum dictum officium custodiæ portæ sive ostii dicti scaccarii nostri, cum omnibus
& singulis stipendiis, seu feodis, & divoriis ad idem pertinen.

præfato Joanni Bellenden, suis hæredibus & assignatis, de nobis & nostris succes-
soribus, in feodo & hæreditate in perpetuum, liberè, quietè, plenariè, integrè,
honorificè, bene & in pace, sine aliqua revocatione aut contradictione qualicun-
que. Reddendo inde annuatim, præfatus Joannes Bellenden miles, sui hæredes
& assignati, nobis & successoribus nostris, unam rosam rubeam, apud palatium
nostrum Sanctæ Crucis, in festo Pentecostes, nomine albæ firmæ, si petatur tan-
tùm. Quare omnibus & singulis nostris subditis, mandamus ipsis, quatenus ipsi &
eorum quilibet, dicto Joanni Bellenden militi, suis hæredibus & assignatis, ac il-
lorum deputatis, in usu & exercitio hujusmodi officii custodiæ portæ, ostii, sive
introitus domûs nostri scaccarii, in omnibus idem concernen. in gratuita solutione
ipsis stipendiorum, feodorum, proficuum & divoriarum, ad dictum officium per-
tinen. & nulli alteri, promptè pareant, respondeant.

& intendant
sub omni pœna, quæ competere poterit in hac parte. In cujus rei testimonium, huic
præsentî cartæ nostræ, magnum sigillum nostrum apponi præcipimus. Testibus re-
verendissimo in Christo patre Joanne Archiepiscopo Sancti Andree, dilectis nostris
consanguineis Jacobo Comite de Morton, Domino Dalkeith, Cancellario nostro,
Willielmo Comite Mariscalli Domino Keith, dilectis nostris familiaribus consilia-
riis, Richardo Maitland de Leichington, Equite aurato, nostri secreti sigilli Cu-
stode, magistro Jacobo Macgill de Rankelour-Nether, nostrorum rotulorum registri
ac concilii Clerico. Apud Striveling, ultimo die mensis Maii, anno Domini mille-
simo quingentesimo sexagesimo quinto, & regni nostri vicesimo tertio.

Copy

Copy of the Petition to the Lords of Session by Sir William Bellenden, representing, That he was retoured and infest in the said Office, as Heir to the above John Bellenden, and craving that the Charter should be recorded, and Deliverance on said Petition.

II.

MY Lords of Council, Unto your Lordships humbly means and schawes I your Servitour Sir William Bellenden of Brucktoun, Knight, Pronevoy and Air to umquhile Sir John Bellenden of Auchknownesbill, Knight, Justice-clerk, my Grandfir, That where our umquhile Soverane Ladie Marie Queane of Scottis, be her Hieness's Charter under the Great Seal, gave, grantit, and disponit to the said umquhile Sir John Bellenden my Grandfir, his Airis and Assignies, all and haill the Office of the keipping of the Chekkerhous-dor, with all and fundrie Stipendis, Profeittis and Duties pertaining thereto, proceeding upon the Resignation of John Vans of Many, to be holden of our said umquhile Soverane Lady and her Hieness's Successoris, as the said Chartour, of the Dait at Stirling the last Day of May 1565 Zeiris, at mair lenth beiris. Lykeas I am dewlie servit, retourit, infest and lesit, as Air forsaide to my said umquhile Grandfir, in the forsaide Office, as my Infestment and Seasing thereof also beiris. And seeing the forsaide Chartour granted be our said umquhile Soverane Ladie to my said umquhile Grandfir, is not insert and conteinit in the Registeris of this Kingdome; thairfor necessar it is, that the samen be now insert and registrate theirintil, quhilk the Clerk of Register and his Deputes, Keipers of his Majestie's Register, refuse to do without your Lordships Command, and Warrant had for that Effect; heirfor I beseik your Lordships to gif Command and Warrant to the said Clerk of Register and his Deputes, Keipers of his Majestie's Register forsaide, to insert and registrate theirintil the forsaide Chartour grantit to my said umquhile Grandfir of the Office above specified, thairin to remayne in all Tyme coming, conform to the Ordour and Custome usit in sik Caisses, and your Lordships Answer. *Follows the Deliverance wrote on the Back thereof.* Apud Edinburgum xxvi. Novembris, Jajvi. & xxx. Fiat ut petitur. Signed W. SKENE, I. P. D.

Retoured and
infest in the
Office.

1630. Nov. 26.

Charter of the said Office in favours of John Lord Bellenden and his Heirs of Tailzie.

III.

CAROLUS, Dei Gratiâ, &c. Dedisse Joanni domino Bellenden, ejusque hæredibus talliæ, totum & integrum hæreditarium officium Ostiarii nostri scaccarii hujus regni Scotiæ, ac Custodis januæ seu ostii domus ejusd. cum omnibus feodis, privilegiis, proficuis & divoriis ad idem spectan. cum potestate deputatos constituendi. Tenend. & habend. dictum officium, de nobis & successoribus nostris, in libera alba firma, in perpetuum. Reddendo inde annuatim, præfatus Joannes dominus Bellenden, sui que antedicti, nobis & successoribus nostris, rubram rosam, apud palatium nostrum de Halirudehouse, nomine albæ firmæ, si petatur tantum. *This Charter ratifies all former Rights of the said Office in favours of William Lord Bellenden, and his Predecessors and Authors, and a Disposition thereof to the said John Lord Bellenden and his Heirs of Tailzie.*

Lib. Chan.
from 1672. to
1674. Fol. 135.
1673. Dec. 12.

LEGAL TITLES.

CAP. I.

Shewing, That when a Debtor had obtained a Charter, but taken no Infeftment upon it, the King was in use, upon the Creditors Supplication, to issue Letters commanding the Debtor to take Infeftment within forty Days, to the end the Creditor might obtain the Heritage apprised for Payment of his Debt, with Certification, if he failed, the King would enter the Creditor; and when the Debtor neglected to obey the Charge, the Lords of the King's Council, then the Judges, advised the King to dispoſe to the Creditor as much of the Debtor's heritable Estate as was equivalent to the Debt; whereupon the King dispoſes to the Creditor certain Lands and Offices belonging to the Debtor, redeemable by the Creditor within seven Years, conform to Act of Parliament.

Steward of Teirie, Mule & Garmorian.

*Lib. 17. 1510.
April 8.*

JACOBUS, Dei Gratiâ, &c. Quia nostras direximus literas, &c. ad compellend. & distringend. Lauchlanum Macgilleon de Douart, terras & bona sua, pro summa 4500 mercarum usualis monetæ regni nostri, super ipsum, per dilectum nostrum Duncanum Stewart de Appin, coram concilii nostri dominis recuperat. & obtent. & quia dictus Lauchlanus in bonis mobilibus ipsis, bonis escrutatis & non repertis, pro dict. summa distringibilis, non extitit; ideò sibi per nostras alias literas, per deliberationem dict. dominorum postea directas, præcepimus & mandavimus, quòd ipse Lauchlanus, infra 40 dies hujusmodi mandatum immediate sequen. ad terras & hæreditatem suam intraret, de quibus ipse cartam nostram, cum præcepto fasinæ, habuit per nos, sibi desuper confect. postquam terræ in manibus nostris forisfactæ fuerunt, sic quòd præfatus Duncanus easdem sibi appretiari poterat pro hujusmodi summa per ipsum super dict. Lauchlanum, ut præmittitur, recuperat. & obtent. sibi Lauchlano certifican. Quòd si ipse in hoc deficeret, & ad hujusmodi terras intrare neglexerit, lapsis dict. 40 diebus, nos tanquam dominus superior dict. terrarum ipsum Duncanum nobis in tenentem earundem recipere volumus, sicut in dict. nostris literis per dilectum nostrum David Tempilman, Nuncium & Vicecomitem nostrum in hac parte, debite execut. & indorsat. plenius continetur. Et quia dictus Lauchlanus fasinam dictarum terrarum, & hæreditatis suæ, accipere recusavit, & ad easdem intrare noluit, secundum tenorem hujusmodi literarum nostrarum, lapsis dict. 40 diebus completæ, sed hujusmodi fasinam in fraudem & præjudicium supradicti Duncani sui creditoris, omnino postposuit; ideò præfati concilii nostri domini nobis consuluerunt ad recipiend. ipsum Duncanum nobis in tenentem de tantis præfati Lauchlani terris, sicut se extendunt ad valorem supradictæ summæ 4500 mercarum, & ipsum in iisd. infeodare

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feodare per cartam & sasinam nostras. Et nos hujusmodi consilium perutile & rationi consonum considerantes, ideò dedimus, &c. & damus, &c. dict. Duncan Stewart de Appin, omnes & singulas terras, & officia subscript. quæ dict. Lauchlano ante forisfacturam earund. spectabant & pertinebant, viz. totas & integras terras de Douart, &c. unà cum officiis Senescallatus de Teirie & Mule, cum suis *officiis* feodis, libertatibus & divoriis, &c. unà cum officio Senescallatus de Garmorion, cum libertatibus, proficuis & divoriis, &c. dict. Duncanum & hæredes suos nobis in tenentes earund. recipiend. & dict. Lauchlanum & hæredes suos, virtute acti nostri parliamenti super debitis confect. de iisdem destituend. Tenend. &c. Reddend. &c. Et non obstante præsentis nostræ donatione & infeodatione, volumus & ordinamus, &c. quòd dictus Lauchlanus & hæredes sui, habeat & habeant plenum regressum & ingressum in & ad omnes & singulas terras & officia prædict. cum pertinen. quodocunque persolverit vel persolverint dicto Duncan, hæredibus suis vel assignatis, dict. summam 4500 mercarum, unà cum expensis quæ super nos, tanquam dominum superiorem, pro nostris carta & infeodatione fact. fuerint, dummodo solutionem hujusmodi infra septennium datam præsentium proximò & immediatè sequen. juxta tenorem dicti acti parliamenti faciant & perim- *officiis* pleant; firmis tamen & proficuis dict. terrarum & officiorum per dict. Duncanum & hæredes suos interim percipiend. usque redemptionem earund. in solutione dict. summæ & expensarum minimè computand. secundum tenorem dicti acti parliamenti. In cujus rei testimonium, &c.

C A P. II.

Shewing, That before general Apprisings were introduced, heritable Offices, as well as Lands, were appretiate upon Oath by the Jury, and thereafter offered to publick Sale; and when no Offerers appeared, the same were judicially disposed to the Creditors in Satisfaction of their Debts in whole or in part, according to the Value put upon them.

Keeper and Baillie of Kilhays.

I.

JACOBUS, &c. Quia literas nostras Joanni Gourlay nuncio, Vicecomiti in hac parte, direximus ad compellend. & distringend. Adam Wallace de New- *Lib. 25. No. 191. 1530. May 22.* town, terras suas & bona sua, pro summa 506 mercarum, super ipsum per Willielmum Hamilton per decretum dominorum concilii obtent. &c. & ibidem, in curia per ipsum senfata & inchoata, terras de Spittelshiels, cum pertinen. unà cum *officiis* officio & custodia nostræ domus & hospitalis de Kilhays, ac Balias ejusd. & terrarum eidem hospitali pertinen. ad præfatum Adam hæreditariè spectan. pro summa 240 mercarum, in parte solutionis dictæ summæ 506 mercarum, præfat. Willielmo Hamilton debit. nec non pro summa 12 mercarum dict. Joanni Gourlay Vicecomiti in hac parte pro executione sui officii per tresdecim condignas personas ad hoc citatas, magnoque interveniente sacramento juratas, secundum tenorem præfat. acti nostri parliamenti, super appretiatione terrarum pro debito confect. de mandatis literarum nostrarum prædict. debite fecit appretari. Quâquidem appretiatione sic ut præmittitur debite fact. præfat. Joannes Gourlay, Vicecomes noster in hac parte antedict. præscriptas terras de Spittelshiels, unà cum *officiis* officio & custodia prædict. domus & hospitalis de Kilhays ac Balias ejusd. & terrarum

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rarum ad hujusmodi hospitale spectan. cum suis pertinen. dict. Ad. Wallace, seu unicuique alteri personæ, vel quibuscunque personis, ipsas pro dict. summis emere volen. per publicam proclamationem vendendas obtulit: & quòd nullam personam ipsis emere volen. invenit, hujusmodi terras, unà cum officio & custodia dict. domus & hospitalis de Kilhays, ac Balliatûs ejusd. ac terrarum eidem hospitali pertinen. (exceptis octo solidatis earundem terrarum de Spittelshiels sibi suo pro feodo, ut præmittitur, appretiat.) præfat. Willielmo Hamilton, vigore sui officii, & secundum tenorem acti nostri parlamenti, ac de mandato literarum nostrarum prædict. vendidit & assignavit pro solutione dictæ summæ 240 mercarum, pro qua appretiatae fuerunt, in partem solutionis dictæ summæ 506 mercarum, hæreditariè permanfurum per ipsos de nobis, tanquam Senescallo Scotiæ, tenend. in capite, per has nostras cartam & infeodationem eis desuper confect. prout in processu appretiationis per dictum Joannem Gourlay, Vicecomitem nostrum in hac parte, suo sub sigillo, unà cum sigillis nonnullarum personarum super hujusmodi appretiatione existen. desuper confect. & coram concilii nostri dominis productas, per ipsos admitt. & approbat. latius continetur. Nos igitur acta nostri parlamenti perimpleri debitæque executioni demandari volen. dedimus & concessimus, & hâc præsentî cartâ damus & concedimus, totas & integras præfatas terras de Spittelshiels, unà cum dicto officio, & custodia dictæ nostræ domus & hospitalis de Kilhays, & Balliatûs ejusd. & terrarum ad hujusmodi hospitale spectan. cum omnibus suis pertinen. (exceptis octo solidatis earund. terrarum de Spittelshiels dicto Joanni Gourlay suo pro feodo, ut præmittitur, appretiat.) præfato Willielmo Hamilton, hæredibus suis & assignatis, hæreditariè ipsos nobis in tenentes hæreditarios earund. fumen. & præfatum Adam de iisd. vigore præfati acti nostri parlamenti destituend. Tenend. & reddend. &c. Et, nonobstan. hâc nostrâ infeodatione, volumus & concedimus, ac pro nobis & successoribus nostris decernimus & ordinamus, quòd præfatus Adam Wallace, hæredes sui & assignati, habebit & habebunt plenum & liberum regressum & ingressum in & ad præfatas terras, officium & balliam, sic, ut præmittitur, appretiat. cum pertinen. quandocunque persolverit seu persolverint dicto Willielmo Hamilton, hæredibus suis & assignatis, præfatam summam 240 mercarum, pro qua appretiatae fuerunt: dummodo solutionem hujusmodi infra septennium proximè sequen. integrè fecerit, seu fecerint. Firmis tamen & proficuis dict. terrarum & officii cum pertinen. per dict. Willielmum Hamilton hæredes suos & assignatos interim percipiend. in solutione dict. summæ 240 mercarum, & expensarum per ipsos pro hac nostra infeodatione fact. quas etiam solvi volumus secundum tenorem acti nostri parlamenti minimè computandis.

II.

Sheriff of Dumbarton.

Lib. 31. N. 21
1545. July 27.

MARIA, &c. Quia literas nostras Andreæ Purves Clavigero, & Archibaldo Hoge Nuncio, Vicecomitibus nostris in hac parte constitut. direximus, &c. Præfati nostri Vicecomites in prætorio burgi de Edinburgh comparuerunt, & curiam affirmârunt, &c. & personas subscriptas in inquisitionem eligerunt, &c. qui, super sacrosancta Dei Evangelia, jurati, appretiârunt sex mercat. terrarum de Letterowalds, unà cum piscaria de Baltack, & integra insula de Inchmýrran, quæ dicto Comiti in proprietate spectant; & quarum omnia proficua extendunt ad summam 56 mercarum, pro summa mille centum & viginti mercarum, in partem solutionis summarum superscript. appretian. quamlibet mercatam terræ pro viginti mercis. Ac etiam appretiârunt superioritatem terrarum comitatûs de Lennox eidem

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dem Comiti spectan. cum officio Vicecomitis de Dumbarton, & advocacione & donatione præposituræ collegii de Dumbarton subscript. viz. viginti librat. terrarum de Drury, quarum proprietas Laurentio Crawford de Kelbirnie spectat. viginti librat. terrarum de Balvey, quadraginta mercat. terrarum de Manys, quinque librat. terrarum de Kilmardunny, quadraginta solidat. terrarum de Balderran-Stuart, decem librat. terrarum de Dalquharn & Dalmoir, quadraginta solidat. terrarum de Balduran-Culquhoun, decem librat. terrarum de Eastergloret & Wester-Gloret, viginti librat. terrarum de Balcornot & Muneadie, octo librat. terrarum de Ballinloch, viginti librat. terrarum de Craigbernard, Kilwynes; quadraginta solidat. terrarum de Balrone, octo librat. terrarum de Bullule, quinque librat. terrarum de Portmullen, quinque librat. terrarum de Patmullen, quinque librat. terrarum de Ardoth, viginti quinque mercat. terrarum de Kilmahew, viginti librat. terrarum de Colgrane, decem mercat. terrarum de Letterbeg, Drumfads & Stukleky, viginti quatuor mercat. terrarum de Ardincaple & Ardardane, octo librat. terrarum de Ardardan-noble & Ardardan-lyell, quinque librat. terrarum de Darlieth, quadraginta mercat. terrarum de Drumshoggil, viginti mercat. terrarum de Casleis & Finwick, quinque librat. terrarum de Finwick, decem librat. terrarum de Blairnwades, & insulæ de Inchemon & Blaronie, quinquaginta solidat. terrarum de Gartquhoran, decem mercat. terrarum de Burnshoggil, quinque librat. terrarum de Bellinkyran, viginti mercat. terrarum de Ranroy, triginta quatuor librat. terrarum de Kilcreuth, Thomdarro, Callingait, Bannathrayis, Milligis & Kilbrydes, octo mercat. terrarum de Ardinconnell, quatuor mercat. terrarum de Laggary, viginti mercat. terrarum de Kirkmichael, Drumfad, Cameron & Westerquill, undecim mercat. terrarum de Meikle-Auchinvanel, Auchingarth & Stukkindaw, decem librat. terrarum de Tulletquhonies, decem librat. terrarum de Balloth, quinque librat. terrarum de Cappoth, quatuor mercat. terrarum de Lunbane, quatuor mercat. terrarum de Drumlies, quinque mercat. terrarum de Strone, octo mercat. terrarum de Faslane, quinque librat. terrarum de Ballernich-meikle, quinque librat. terrarum de Meikle-Letterowalds, quatuor mercat. terrarum de Stockinmadarth, quinque mercat. terrarum de Blairwaddich, decem mercat. terrarum de Maddamoir, Manbeg, octo mercat. terrarum de Fir-lingbruck & Firlingear; unâ cum advocacione & donatione præposituræ collegii de Dumbarton, & officio vicecomitatûs de Dumbarton, ac omnibus & singulis feodis & divoriis ejusd. officio spectantibus, pro resta summarum in præfatis nostris literis content. Jacobo Stuart per dict. Comitem debit. quæ ad summas 3627 Merks 10 s. extendunt, nec non pro summa 237 Merks 5 s. dict. nostris vicecomit. pro suorum officiorum executione debit. appretiantes, viz. quamlibet mercatam superioritatum prædict. pro quatuor mercis, &c. prout in processu appretiationis, sub sigillis, &c. coram concilii nostri dominis product. & ostens. ac per eosd. admiff. & approbat. plenius continetur. Nos igitur acta nostri parliamenti perimpleri, & debitæ executioni demandari, volen. dedimus, &c. & damus dict. Jacobo Steuart, hæredibus suis & assignatis, totas & integras præfat. sex mercat. terrarum de Letterowalds, &c. memorato Comiti ante-prædict. appretiationem in proprietate spectan. nec non omnes & singulas superioritates terrarum præscript. unâ cum advocacione & donatione dict. præposituræ collegii de Dumbarton, & officio vicecomitatûs ejusdem, cum singulis earund. pertinen. modo etiam superscripto appretiatos; ipsos nobis in tenentes hæreditarios earund. recipiend. & prænominat. Comitem, suos hæredes & assignatos, de eisdem destituend. Tenend. & reddendo, &c. Et, non

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Special Apprisings.

Office.

non obstante hac nostra infeodatione, volumus & concedimus, quod prefatus Matthæus Comes Levenox, hæredes sui & assignati, habebunt plenum & liberum regressum & ingressum in & ad prædict. appretiatis terras, tam proprietatem quam superioritates, una cum advocacione & donatione præposituræ collegii de Dumbarton, & officio vicecomitatûs ejusdem, & suis pertinen. quancunque persolverint dict. Jacobo, hæredibus suis & assignatis, præfatas summas, pro quibus eadem appretiabantur, dummodo solutionem hujusmodi infra septennium diem, datæ præsentium proximè sequen. fecerint, &c.

Merks. s. d.

By this Diligence there are three Subjects apprifed, viz. Superiority Lands, a Patronage, and an Office of Sheriff, and all the three are apprifed in cumulo at one Sum, which, including the Sheriff Fee, amounts to

3865 1 8

It likewise appears by the Apprifing, that the Superiorities consist of a Number of Merk Lands, which are specially enumerate and apprifed at 4 Merks each, when the whole Number of the Merk Lands are added together, they amount to 679 Merk Lands, and a ten Shilling Land, which, at the apprifed Value of 4 Merks each, extends to

2719 0 0

This being deduced, there remains, as the apprifed Value of the Patronage and Office of Sheriff,

1146 1 8

III.

Constable of Strouie.

Lib. 31. No.

314.

1548. May 4

Office.

Office.

MARIA, &c. Quia, &c. appretiârunt dimidium dimidietatis Davatûs terræ, vulgariter Davoch de Truabeg, &c. Redden. nunc annuatim viginti unam mercas & dimidium mercæ, Davatam terræ de Achbane, &c. extenden. ad tresdecim mercatas terrarum antiqui extentûs, terras de Kiffern, cum castro & fortalicio de Strouie, & officio Constabulariatûs ejusd. nunc annuatim in omnibus proficuis, reddem. summam 45 mercarum ac dimidium mercæ, dict. Eugenio Donaldson hæreditariè pertinen. pro summa 1540 mercarum, in partem solutionis dict. Eugenii tertiæ partis summæ 10,770 l. 13 s. 4 d. per dict. Jacobum Grant, super dict. Eugenium recuperat. &c. prout in processu appretiationis sub figillis, &c. coram concilii nostri dominis product. & ostens. & per ipsos admiff. & approbat. latius continetur. Nos igitur acta nostri parliamenti perimpleri, & debitæ executioni demandari volen. dedimus, &c. sicuti damus totas & integras terras, &c. terras de Kiffern, &c. cum castro & fortalicio ejusd. the Strouie nuncupat. ac officio Constabulariatûs earund. &c.

IV.

Forrester of Inveraritie.

Lib. 43. No.

352.

1603. June 18.

JACOBUS, &c. Quæquidem personæ inquisitionis, &c. Compertum erat, quod terræ & baronia de Inveraritie, cum tenentibus, tenendriis, &c. forrestrarum officiis, advocacione, donatione, & jure patronatûs ecclesiæ parochialis ejusd. respectu habito ad onera antedictarum terrarum & baroniæ impignorationem, & alia onera magnæ partis proprietatis earundem, emendi vel vendendi tantum valent summam 10,000 mercarum monetæ Scotiæ; & ideò easdem pro prædict. summa appretiârunt, & invenerunt quod dict. villæ & terræ de Cullenrie & Ballanrie, quæ æstimantur in annuo rentali 200 Merks, emendi & vendendi valent tantum

4000

General Apprisings.

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4000 Merks, &c. prout in dict. appretiationis processu, &c. coram dominis nostri concilii ostensa, ac per eosdem admitt. & approbat. latius continetur. Nos igitur acta nostri parlamenti perimpleri, & debitæ executioni demandari volentes, damus terras & baroniam de Inveraritie, &c. cum forrestarum officiis, advocacione, donatione, &c. antedict. domino Waltero Lindsay, &c.

C A P. III.

Heritable Offices as well as Lands universally apprised and adjudged to Creditors, and disposed to them by the King, in execution and implement of the Act of Parliament.

Sheriff of Elgin and Forres.

JACOBUS, Dei Gratiâ, &c. Dedit Davidi Kinloch mercatori de Edinburgo terras de Bogholl, &c. officium Vicecomitis vicecomitatûs nostri de Elgin & Forres, cum omnibus feodis & divoriis ad idem officium spectan. *This proceeds upon a Decreet of Apprising against John Dunbar of Westfield, dated the last Day of August 1619.*

Lib. 2. Fol. 711
Chancery,
1619. Octob. 6.

Forrester and Keeper of Cockburnspeth Park.

CHARTER in favours of John Foulter, of the Tenandry of Over-Edmunds, and heritable Offices of Forrester and Keeper of Cockburnspeth Park, proceeding upon a Decreet of Apprising against John Arnot, and Allowance thereof.

II.
Lib. 2. Fol. 90.
1620. June 20.

Ditto Offices.

ANOTHER Charter of Apprising of the same Lands and Offices in favours of Sir Henry Wardlaw.

III.
Lib. 2. Fol. 91.
1620. June 13.

Ditto Offices.

ANOTHER Charter of Apprising of the same Lands and Offices in favours of Mr. Thomas Nicolson Advocate.

IV.
L. 2. Fol. 108.
1622. Jan. 17.

Coroner of Carrick.

CHARTER in favours of Gilbert Neilson, of the Barony of Blairquhan and Office of Coroner of the Shire of Carrick, with the Fees, &c. thereto belonging, proceeding upon a Decreet of Apprising against James Kennedy and others, dated the 5th March 1623, and Allowance thereof.

V.
L. 2. Fol. 156.
1623. July 19.

Baillie of Kylestewart.

CHARTER in favours of Hugh Lord Sempil, of the Lands of Craigie, &c. and Office of Baillie of Kylestewart, Fees, &c. proceeding upon a Decreet of Apprising against Hugh Wallace of Craigie, allowed the 14th of July 1625.

VI.
L. 2. Fol. 221.
1625. July 30.

Ditto Office.

CHARTER of Apprising of the same Lands and Office in favours of John Lord Hay of Yester.

VII.
L. 2. Fol. 230.
1625. Sept. 27.

Mayor

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CAR. III.

General Apprisings.

VIII.

L. 2. Fol. 282.
1627. June 25.

Mayor of Ross.

CHARTER in favour of *Robert Innes* of that Ilk, of the Lands of *Miltoun*, and Office of principal Mayor of the Shire of *Ross*, Fees, &c. proceeding upon a Decreet of Apprising against *George Monro* of *Miltoun*, and Allowance thereof, dated the 20th of *June* 1627.

IX.

L. 2. Fol. 357.
1629. Feb. 17.

Ditto Office.

ANOTHER Charter of Apprising of the same Lands and Office in favour of *Andrew Monro*.

X.

L. 3. Fol. 1.
1629. Feb. 24.

Baillie of Kylesteuart.

CHARTER in favour of *Archibald Steuart* of *Blackball*, of the Lands, &c. and Office of Baillie of *Kylesteuart*, proceeding upon the Resignation of *Hugh Lord Sempil*, who was infest upon an Apprising, and upon two other Decreets of Apprising, one at the Instance of *Bryce Sempil* and *Jean Lauder*, and the other at the Instance of *James Steuart*, against *Hugh Wallace* of *Craigie*, &c. both conveyed to Lord *Sempil*, and by him to the said *Archibald Steuart*.

XI.

L. 3. Fol. 134.
1632. Jan. 31.

Baillie of Jedburgh.

CHARTER in favours of Sir *Patrick Home* of *Polwarth*, of the Lands, &c. and Office of Baillie of the Lands and others belonging to the Monastery of *Jedburgh*, Fees, &c. proceeding upon a Decreet of Apprising against *Andrew Lord Jedburgh*, dated the 21st *January* 1632, and Allowance thereof.

XII.

L. 4. Fol. 84.
1635. Feb. 6.

Keeper and Constable of Dingwall.

CHARTER in favour of *David Preston* of *Whitehill*, of the Lands, &c. and Office of Keeper and Constable of the Castle of *Dingwall*, Fees, &c. proceeding upon a Decreet of Apprising against *Elizabeth* Viscountess of *Thurlis*, Daughter and Heir of *Richard* Earl of *Desmund*, dated the 29th *July* 1634.

XIII.

L. 4. Fol. 215.
1638. June 23.

Baillie and Steward of Teirie.

CHARTER in favours of *Archibald Stirling*, of the Lands, &c. and Office of Baillie and Steward of *Teirie*, proceeding upon a Decreet of Apprising against Sir *Lauchlan Maclean* of *Morvern*, dated the 18th of *April* 1638.

XIV.

L. 4. Fol. 288.
1642.
March 12.

Baillie of Kinlofs.

CHARTER in favour of *James Mouat*, of the Lands, &c. and Office of Baillie of *Kinlofs*, proceeding on a Decreet of Apprising against *Patrick Dunbar* of *Blairie*, dated the 16th *June* 1635, and Allowance thereof.

XV.

L. 4. Fol. 450.
1645.
March 10.

Steward of Kirkcudbright.

CHARTER in favour of *James Hay*, of the Lands, &c. and Office of Steward of *Kirkcudbright*, proceeding upon a Decreet of Apprising against *Robert* Earl of *Nithsdale*, and Sir *James Maxwell* his Brother, dated the 9th *May* 1644, and Allowance thereof.

Baillie

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Baillie of the Carthusian Convent near Perth, &c.

CHARTER in favours of *John Campbell* of the Lands, &c. and Office of Baillie of the Lands and others belonging to the Prior and Convent of the *Carthusians* near *Perth*, with the Office of *Tolcheoch* and *Doraschip*, and Keeper of the Forrefts within the said Bounds, proceeding upon a Decreet of Apprising against *Sir Robert Campbell* of *Glenurckie*, and *John Campbell* Fiar thereof, dated the 29th of *April* 1649, and Allowance thereof.

XVI.

L. 5. Fol. 98.
1649. May 22.

Sheriff of Kinross.

CHARTER in favour of *John Lauder* of the Barony of *Aberdour*, and Office of Sheriff of *Kinross*, Fies, &c. proceeding upon a Decreet of Apprising against *William Earl of Morton*, dated the 4th of *May* 1648, and Allowance thereof.

XVII.

L. 5. Fol. 125.
1649. Aug. 14.

Baillie of Kingscaice and Robertland.

CHARTER in favour of *Mr. William Wallace* of *Galrys*, of the Lands, &c. and Office of Baillie of *Kingscaice* and *Robertland*, proceeding upon a Decreet of Apprising against *Sir Hugh Wallace* of *Craigie*, dated the 13th of *April* 1649, and Allowance thereof.

XVIII.

L. 5. Fol. 141.
1649. Dec. 28.

Sheriff of Bathgate.

CAROLUS, &c. Dedisse *Georgio Tennent* terras & baroniam de *Bathgate*, &c. cum feodis & divoriis ad dict. officium spectan. quæquidem terræ baronia Vicecomitis officium appretiatae fuerunt à *Thoma Hamilton* de *Bathgate*, ad instantiam dict. *Georgii Tennent*.

XIX.

L. 8. Fol. 152.
1665. Feb. 3.

In the Charter in favour of *George Tennent* of the above Date, the Office of Sheriff of *Bathgate* is mentioned in the dispositive Clause.

Lib. 2. Privy
Seal, Fol. 333.

Sheriff of Kinross.

CHARTER in favour of *Andrew Blair* of *Inchyra*, of the Lands of *Ardgaith* and Office of Sheriff of *Kinross*, Fees, &c. proceeding upon a Decreet of Adjudication against *George Earl of Kinnoul*, dated the 12th of *January* 1665, and Allowance thereof.

XX.

L. 8. Fol. 156.
1665. Jan. 20.

Sheriff and Constable of Kincardine.

CHARTER in favour of *George Earl of Wintoun*, of the Barony of *Uras*, and heritable Offices of Sheriff of *Kincardine*, and Constable of *Kincardine*, *Cowie* and *Darras*, Fees, &c. proceeding upon a Decreet of Apprising against *William Earl Mareschall*, dated the 1st *June* 1665, and Allowance thereof.

XXI.

L. 8. Fol. 173.
1665. June 30.

Ditto Offices.

CHARTER in favour of *Sir John Scougal* of *Whitekirk*, one of the Lords of Council and Session, for himself, and as Collector for the rest of the Lords for themselves and their Successors, of the Lands of *Auden*, &c. and heritable Offices of Sheriff of *Kincardine*, and Constable of *Kincardine*, *Cowie* and *Darras*, Fees, &c. proceeding upon a Decreet of Apprising at the Instance of the said *Sir John Scougal*, against *William Earl Mareschal*, dated the 6th of *July* 1665, and Allowance thereof.

XXII.

L. 8. Fol. 177.
1665. July 28.

General Apprising.

Sheriff of Dumfries.

XXIII. *L. 8. Fol. 187.
1665. June 30.* CHARTER in favour of *Hugh Macculloch* of the Lands of *Gratney, &c.* and heritable Office of Sheriff of *Dumfries*, proceeding upon a Decreet of Apprising against *Sir Robert Murray* alias *Crickton, &c.* dated the 2d *June* 1664, and Allowance thereof.

XXIV.

*L. 8. Fol. 200.
1666. Aug. 3.*

Constable of Dundee and King's Banner-bearer.

CHARTER in favour of *Robert Baird* of the Barony of *Dundee, &c.* and Offices of Constable of *Dundee* and King's Banner-bearer, proceeding upon a Decreet of Apprising against *John Earl of Dundee*, dated the 1st *June* 1666.

XXV.

*Lib. 9. Fol. 14.
1666. Aug. 3.*

Ditto Offices.

ANOTHER Charter of the same Lands and Offices in favours of *Sir John Aytoun* of that Ilk, proceeding upon an Apprising against the said *John Earl of Dundee*.

XXVI.

*L. 9. Fol. 56.
1666. July 27.*

Ditto Offices.

ANOTHER Charter of the same Lands and Offices in favours of *James Brisbane*, proceeding upon a Decreet of Apprising against *John Earl of Dundee*, and Allowance thereof.

XXVII.

*L. 9. Fol. 58.
1667. Aug. 2.*

Ditto Offices.

ANOTHER Charter of the Lands of *Hillfield, &c.* and Office of Constable of *Dundee*, in favours of *James Halyburton* of *Pitcur*, proceeding upon a Decreet of Apprising against *John Earl of Dundee*, and Allowance thereof.

XXVIII.

*L. 9. Fol. 17.
1666. Jan. 12.*

Baillie of Newhaven.

CHARTER in favour of *Sir John Scougal* of *Whitekirk*, of the Acres, &c. and Office of Baillie of the Port of *Newhaven*, proceeding upon a Decreet of Apprising against *Mr. James Logan* of *Sheriff-brae*, and *Marian Caw* his Mother, dated the 3d of *January* 1666, and Allowance thereof.

XXIX.

*L. 9. Fol. 44.
1667. Feb. 8.*

Constable, Keeper, and Baillie of Beulie.

CHARTER in favour of *Alexander Blair* of the Barony of *Lovat*, and of the Office of Constable and Keeper of *Beulie*, and Baillie of *Beulie*, proceeding upon a Decreet of Apprising against *Hugh Lord Fraser* of *Lovat*, dated the 16th *May* 1665, and Allowance thereof.

XXX.

*L. 9. Fol. 70.
1667. Oct. 10.*

Steward of Monteith, &c.

CHARTER in favour of *Sir Robert Sinclair* of *Stevenson*, of the Lands, &c. and Offices of Steward of *Monteith* and Keeper of the Castle of *Doun*, Fees, &c. proceeding upon a Decreet of Apprising against *Alexander Earl of Murray*, dated the last of *July* 1667, and Allowance thereof.

XXXI.

*L. 9. Fol. 39.
1668.
March 4.*

Steward of Monteith, &c.

ANOTHER Charter of the same Lands and Offices in favours of *Thomas Crawford* Merchant in *Edinburgh*, proceeding upon a Decreet of Apprising against the said *Alexander Earl of Murray*, and Allowance thereof.

Ditto

General Apprisings.

39 LEG. TIT.
CAP. III.

Ditto Offices.

XXXII.

ANOTHER Charter of the said Lands and Offices in favours of *William Stewart of Strabrock*, proceeding upon a Decreet of Apprising against the said Earl, and Allowance thereof. L. 9. Fol. 83.
1668. Oct. 8.

Keeper of Lochmaben, and Steward of Annandale.

XXXIII.

CHARTER in favour of *David Viscount of Stormont*, of the Lands, &c. and heritable Offices of Keeper of the Castle of *Lochmaben*, and Steward of *Annandale*, Fees, &c. proceeding upon a Decreet of Apprising against Mr. *James Lowis*, Son of *Ninian Lowis* of *Merchiston*, dated the 20th May 1668, and Allowance thereof. L. 9. Fol. 112.
1669. Nov. 5.

Baillie of the Bishoprick of Caithness, &c.

XXXIV.

CHARTER in favour of Sir *Robert Sinclair* of *Longformacus*, of the Lands, &c. and Office of Baillie of the Bishoprick of *Caithness*, and Office of Constable of the Castle of *Strathbush*, Fees, &c. and heritable Office of Justiciar, Chamberlain, and Sheriff of *Caithness*, within the Bounds therein mentioned, proceeding on a Decreet of Apprising against *George Earl of Caithness*, dated the 20th January 1671, and Allowance thereof. L. 9. Fol. 179.
1671. Dec. 22.

Baillie of Lindoris.

XXXV.

CHARTER in favour of *John Barclay* of the Barony of *Cullairny*, and Office of heritable Baillie of the Regality of *Lindoris*, Fees, &c. proceeding upon a Decreet of Apprising against *James Barclay* of *Cullairny*, dated the 10th of April 1672, and Allowance thereof. L. 9. Fol. 227.
1672. Aug. 16.

Baillie of Scotlandwell.

XXXVI.

CHARTER in favour of Mr. *George Barclay* of the Lands, &c. and heritable Office of Baillie of the Lands and others belonging to the Benefice of *Scotlandwell*, proceeding upon a Decreet of Apprising against *David Arnot* of that ilk, dated the 27th of March 1672, and Allowance thereof. L. 9. Fol. 272.
1672. Aug. 23.

Sheriff of Kinross.

XXXVII.

CHARTER in favour of Mr. *Alexander Hay* of the Lands, &c. and Office of Sheriff of *Kinross*, proceeding upon a Decreet of Apprising against *William Earl of Morton*, and Allowance thereof. L. 9. Fol. 291.
1672. July 19.

Steward of Kirkcudbright &c.

XXXVIII.

CHARTER in favours of *John Grierson* of *Barjarg*, of the Lands, &c. and Office of Steward of *Kirkcudbright*, and other heritable Offices and Fees thereof, proceeding upon a Decreet of Apprising against *John Earl of Nithsdale*, and Allowance thereof. L. 9. Fol. 200.
1673. Aug. 1.

Ditto Offices.

XXXIX.

ANOTHER Charter in favours of *Anne Countess of Traquair*, and *Isabel Lady Sempil*, of the said Lands and Offices, proceeding upon a Decreet of Apprising against the said *John Earl of Nithsdale*, and Allowance thereof. L. 9. Fol. 203.
1673. Aug. 1.

Ditto

XL.

Ditto Offices.

L. 9. Fol. 205.
1673. Aug. 1.

ANOTHER Charter in favours of Lady *Mary Seton* of the said Lands and heritable Offices, proceeding upon a Decreet of Apprising against the said Earl, and Allowance thereof.

XLI.

Ditto Offices.

L. 9. Fol. 274.
1673. Jan. 10.

ANOTHER Charter of the said Lands and Offices in favours of *William Earl of Queensberry*, proceeding upon a Decreet of Apprising against the said Earl, and Allowance thereof.

XLII.

Forrester of Coldingham.

L. 10. Fol. 8.
1676. June 23.

CHARTER in favour of *William Wilson* of the Lands, &c. and Office of Forrester of *Coldingham*, Fees, &c. proceeding upon a Decreet of Adjudication against *Alexander Home* of *Renton*, dated the 4th February 1676, and Allowance thereof.

XLIII.

Sheriff of Cromarty.

L. 10. Fol. 107.
1679. Aug. 1.

CHARTER in favour of *William Duff* of the Barony of *Cromarty*, and heritable Office of Sheriff of *Cromarty*, Fees, &c. proceeding upon a Decreet of Adjudication against *Sir John Urquhart* of *Cromarty*, dated 22d of February 1679, and Allowance thereof.

XLIV.

Sheriff and Forrester of Clackmannan.

L. 10. Fol. 117.
1680.
March 3.

CHARTER in favour of *Mr. James Shaw* of the Barony of *Clackmannan*, and Offices of Sheriff and Forrester of *Clackmannan*, proceeding upon a Decreet of Adjudication against *David Bruce* of *Clackmannan* and others, dated the 29th of January 1679, and Allowance thereof.

XLV.

Keeper of the Park of Holyroodhouse.

L. 10. Fol. 116.
1680.
March 5.

CHARTER in favour of *Charles Earl of Haddington*, of the heritable Office of Keeper of the Park of *Holyroodhouse*, Fees, &c. proceeding upon a Decreet of Adjudication against *Sir James Hamilton* of *Priestfield*, and Allowance thereof.
N. There are no Lands or heritable Subject other than the Office disposed.

XLVI.

Constable of Aberdeen.

L. 10. Fol. 167.
1680. Aug. 4.

CHARTER in favours of *George Leslie* of the Lands of *Ardgrain*, &c. and heritable Office of Constable of *Aberdeen*, proceeding upon a Decreet of Adjudication against *Thomas Forbes* of *Waterton*, dated the 2d of July 1680, and Allowance thereof.

XLVII.

Sheriff of Cromarty.

L. 10. Fol. 137.
1680. Aug. 4.

CHARTER of the Lands, &c. and heritable Office of Sheriff of *Cromarty*, in favour of *Alexander Dunbar* Provost of *Inverness*, proceeding upon a Decreet of Adjudication against *Sir John Urquhart*, and Conveyance thereof.

Baillie

Baillie of the Bishoprick of Caithness, &c.

XLVIII.

CHARTER of the Estate of *Caithness*, and heritable Offices of Baillie of the Bishoprick of *Caithness*, Constable of the Castle of *Strathbaster*, Justiciar, Chamberlain, and Sheriff of *Caithness*, within the Bounds therein mentioned, in favour of *Albert Glaidstones*, proceeding upon a Decreet of Apprising against *John Earl of Breadalbane*, &c. and Allowance thereof.

L. 10. Fol. 229.
1682. July 7.

Coroner of Bute.

XLIX.

CHARTER in favours of Mr. *John Stewart* of *Ascog*, of the Office of Coroner within the Isle of *Bute*, proceeding upon a Decreet of Apprising against *Robert Jamieson* Coroner of *Bute*, and Conveyance thereof.

Lib 9. Irred.
Fol. 138.
1682. Aug. 11.

N. *There is no Subject apprifed but the Office.*

Baillie of the Bishoprick of Caithness, &c.

L.

CHARTER of the said Estate of *Caithness*, and heritable Office of Baillie of the Bishoprick of *Caithness*, &c. in favour of *Duncan Campbell*, proceeding upon a Decreet of Adjudication against the said Earl of *Breadalbane*, and Allowance thereof.

Lib. 10. Red.
Fol. 234.
1683. Apr. 4.

Constable of Cullen.

LI.

CHARTER in favours of *John Scrimzeour* of the Lands, &c. and Office of Constable of *Cullen*, proceeding upon a Decreet of Adjudication against *James Earl of Findlater*, and Allowance thereof.

Lib 10. Red.
Fol. 250.
1683. July 13.

Baillie of the Bishoprick of Caithness, &c.

LII.

CHARTER of the said Estate of *Caithness*, and heritable Office of Baillie of the Bishoprick of *Caithness*, &c. in favour of *William Sinclair*, proceeding upon a Decreet of Adjudication against the said Earl of *Breadalbane*, and Allowance thereof.

L. 12. Fol. 9.
Middle of the
bound Book,
1685. Apr. 29.

Constable of Forfar.

LIII.

CHARTER in favours of Sir *Alexander Gilmore* of *Craigmillar*, of the Lands, &c. and Office of Constable of the Burgh of *Forfar*, and Coroner of the Shires of *Forfar* and *Kincardine*, &c. Fees, &c. proceeding upon a Decreet of Adjudication against *Patrick Earl of Strathmore* and others, and Allowance thereof.

L. 12. Fol. 29.
1686. Feb. 26.

Sheriff of Berwick.

LIV.

CHARTER in favour of Sir *Archibald Cockburn* of *Langtoun*, of the Barony of *Home*, and heritable Office of Sheriff of *Berwick*, Fees, &c. proceeding upon a Decreet of Adjudication against *James Earl of Home*, dated 15th January 1683, and Allowance thereof.

L. 12. Fol. 50.
1686. Feb. 19.

Steward of Kirkcudbright.

LV.

CHARTER in favour of Lady *Mary Maxwell* of the Lands, &c. and Office of Steward of *Kirkcudbright*, proceeding upon a Decreet of Adjudication against *William Earl of Nithsdale*, and Allowance thereof.

L. 12. Fol. 94.
1687. Dec. 16.

LVI.

L. 12. Fol. 97.

1688.

March 2.

Baillie of the Bishoprick of Caithness, &c.

CHARTER in favour of *John Stewart of Innernytie*, of the Estate of *Caithness*, and heritable Office of Baillie of the Bishoprick of *Caithness*, and Constable of *Strathbuster*, &c. proceeding upon a Decreet of Adjudication against *John Earl of Breadalbane*, and Allowance thereof.

LVII.

L. 13. Fol. 35.

1691. Jan. 23.

Steward of Monteith, &c.

CHARTER of the Lands, &c. and Offices of Steward of *Monteith* and Keeper of the Castle of *Doun*, in favours of *David Gourlay*, proceeding upon a Decreet of Adjudication against *James Lord Doun*, and Allowance thereof.

LVIII.

L. 13. Fol. 67.

1692. Jan. 20.

Forrester and Keeper of the Park of Cockburnspeth.

CHARTER of the Barony of *Nicolson*, and Office of Forrester and Keeper of the Park of *Cockburnspeth*, in favour of *Alexander Wood*, proceeding upon a Decreet of Adjudication against *Sir Thomas Nicolson* of that Ilk, and Allowance thereof.

LIX.

L. 14. Fol. 20.

1693. Jan. 20.

Constable of Montrose.

CHARTER in favour of *James Earl of Panmure*, and Mr. *Henry Maule* of *Kellie*, of the Barony of *Dun*, and Office of Constable of *Montrose*, proceeding upon a Decreet of Adjudication against *David Erskine* of *Dun*, and Allowance thereof.

LX.

L. 14. Fol. 45.

1693. Jan. 20.

Baillie of Newhaven.

CHARTER of the Lands, &c. and of the heritable Office of Baillie of *Newhaven*, in favour of *Hugh Wallace* of *Inglisfoun*, proceeding upon a Decreet of Adjudication against *Robert Gray* of *Warisfoun*, and Allowance thereof.

LXI.

L. 14. Fol. 59.

1693. June 23.

Baillie of Lindoris.

CHARTER of the Barony of *Cullairny*, and heritable Office of Baillie of *Lindoris*, in favours of Mr. *William Thomson*, proceeding upon a Decreet of Adjudication against *John Barclay* eldest Son of *Sir David Barclay* of *Cullairny*, and Allowance thereof.

LXII.

L. 14. Fol. 139.

1694. Aug. 3.

Steward of Monteith, &c.

CHARTER in favour of *James Dunbar* of the Lands, &c. and Offices of Steward of *Monteith*, and Keeper of the Castle of *Doun*, proceeding upon a Decreet of Adjudication against *James Lord Doun*, and Allowance thereof.

LXIII.

L. 14. Fol. 202.

1695. Dec. 20.

Steward of Kirkcudbright.

CHARTER in favours of *Charles Herries* of the Lands, &c. and Office of Steward of *Kirkcudbright*, proceeding upon a Decreet of Adjudication against *Edmund Brown* Heir of *John Herries*, who had formerly apprised the same from the Earl of *Nithsdale*, and Allowance thereof.

Constable

General Adjudications.

43 LEG. TIT.
CAP. III.

Constable of Dundee.

LXIV.

CHARTER of the Lands, &c. and Office of Constable of *Dundee*, in favours of *Patrick Macdoul*, proceeding upon a Decreet of Adjudication against *James Marquis of Douglas*, and Allowance thereof. L. 14. Fol. 225. 1696. Feb. 16.

Forrester and Keeper of Cockburnspeth.

LXV.

CHARTER of the Barony of *Nicolson*, and Office of Forrester and Keeper of the Park of *Cockburnspeth*, in favour of Mr. *Patrick Trent*, proceeding upon a Decreet of Adjudication against Sir *James Nicolson*. L. 14. Fol. 320. 1697. June 11.

Baillie of Spynie.

LXVI.

CHARTER in favour of Sir *Henry Innes* of that Ilk, of the Lands of *Leuchars*, and heritable Office of Baillie of the Regality of *Spynie*, proceeding upon a Decreet of Adjudication at the Instance of *Jonathan Forbes* Doctor of Medicine, against Sir *James Innes* of that Ilk, and Conveyance thereof. L. 14. Fol. 409. 1699. July 22.

Chamberlain and Baillie of Dunbar.

LXVII.

CHARTER in favours of Lord *Alexander Hay* of *Lawfield*, of the Lands, &c. and heritable Offices of Chamberlain and Baillie of the Lordship of *Dunbar*, Fees, &c. proceeding upon a Decreet of Adjudication against *Archibald Murray* of *Spott*. L. 15. Fol. 732. 1701. Dec. 24.

Steward of Monteith, &c.

LXVIII.

CHARTER in favour of *Charles* Earl of *Murray*, of the Earldom of *Murray*, and Office of Steward of *Monteith* and Keeper of the Castle of *Doun*, Fees, &c. proceeding upon a Decreet of Apprising at the Instance of *James Gray* Merchant in *Edinburgh*, and *James* his Son, against *Alexander* Earl of *Murray*, dated 1st May 1667, and Conveyance thereof to *Margaret* Countess of *Murray*, and Disposition by her to the said *Charles* Earl of *Murray*. L. 15. Fol. 101. 1702. July 10.

Baillie of Kingscaice, &c.

LXIX.

CHARTER of the Lands, &c. and Office of Baillie of *Kingscaice* and *Robertland*, in favour of *William Biggar*, proceeding upon a Decreet of Adjudication against Sir *William Wallace* of *Craigie*. L. 15. Fol. 129. 1702. Dec.

Baillie of Carrick, &c.

LXX.

CHARTER in favour of *Robert Blackwood* of the Lands, &c. and heritable Offices of Baillie of *Carrick*, and Captain of the Castle of *Lochdean*, and Baillie of the Bishoprick of *Galloway*, Fees, &c. proceeding upon a Decreet of Adjudication against *John* Earl of *Cassils*. L. 15. Fol. 181. 1703. Dec. 17.

Sheriff of Stirling, &c.

LXXI.

CHARTER in favour of *William Stephen* of the Barony of *Callender*, Offices of Sheriff of *Stirling*, Baillie of the Lordship of *Stirling*, and upon the Water of *Forth*, Fees, &c. proceeding upon a Decreet of Adjudication against *James* Earl of *Callender*, and Conveyance thereof. L. 15. Fol. 311. 1704. March. 14.

Steward.

LEG. TIT. 44
CAP. III.

General Adjudications.

LXXII.

Lib. 1706 to
1708, Fol. 96.
1708.
March 9.

Steward of March.

CHARTER in favour of *Alexander Earl of Home*, of the Barony of *Home*, and Office of Steward of the Shire of *March*, proceeding upon a Decreet of Apprising against *James Earl of Home*, and Conveyance thereof to *John Renton* of *Lammerton*, and Charter and Infestment in his Favours, and Disposition and Resignation thereof in favours of said *Alexander*.

LXXIII.

Lib. 1708 to
1710, Fol. 120.
1710. June 22.

Baillie of Inchaffrie.

CHARTER in favour of *James Oliphant* of the Lands, &c. and Office of Baillie of the Abbacy of *Inchaffrie*, Fees, &c. proceeding upon DECREETS of Adjudication against *David* and *Katharine Oliphants*.

LXXIV.

L. 15. Fol. 457.
1711. Feb. 12.

Sheriff and Constable of Nairn.

CHARTER in favour of *George Brodie* of that Ilk, of the Barony of *Calder*, and heritable Office of Sheriff of *Nairn*, and Constable of the Castle of *Nairn*, proceeding upon a Decreet of Adjudication against *Sir Hugh Campbell* of *Calder*, and *Gilbert* his Grandson.

LXXV.

Lib. 1710 to
1712, Fol. 86.
1712. Feb. 12.

Baillie of the Bishoprick of Aberdeen.

CHARTER in favour of *Alexander Marquis of Huntly*, of the Marquisate of *Huntly*, and heritable Offices of the Baillie of the Bishoprick of *Aberdeen*, Keeper of the Castle of *Inverness*, and Baillie and Justiciar of *Kinloss*, proceeding upon a Decreet of Adjudication against *George Duke of Gordon*.

LXXVI.

L. 16. Fol. 63.
1713. June 22.

Sheriff and Coroner of Sutherland.

CHARTER in favour of *Alexander Grant* younger of *Grant*, of the Lands, &c. and heritable Offices of Sheriff and Coroner of *Sutherland*, proceeding upon a Decreet of Adjudication against *John Earl of Sutherland*.

LXXVII.

L. 16. Fol. 95.
1714. June 22.

Sheriff and Constable of Nairn.

CHARTER in favour of Captain *Dougal Campbell* of the Barony of *Calder*, and heritable Office of Sheriff of *Nairn*, and Constable of the Castle thereof, proceeding upon a Decreet of Adjudication against *Sir Hugh Campbell* of *Calder*, and *John Campbell* younger thereof.

LXXVIII.

L. 16. Fol. 326.
1719. Feb. 12.

Steward, Baillie, and Justiciar of St. Andrews, &c.

CHARTER in favour of *Sir Francis Kinloch* of *Gilmertoun*, and Mr. *Robert Cleland* of *Hillhouse*, of the Lands, &c. and Offices of Steward, Baillie and Justiciar of the Regality of *St. Andrews*, on the North Side of the Water of *Forth*, Office of Coroner and Customer of *St. Andrews* and Port thereof, and Searcher, &c. proceeding upon a Decreet of Adjudication against *John Earl of Crawford*.

LXXIX.

L. 30. Fol. 2.
1720. Feb. 12.

Constable, Captain, and Keeper of Falkland.

CHARTER in favour of *David Viscount of Stormont*, of the Office of Constable, Captain, and Keeper of the Palace of *Falkland*, and Forrester of the Woods of *Falkland*, proceeding upon a Decreet of Apprising at the Instance of *George Home* of *Graden*, against *James Earl of Annandale*, and Conveyance thereof.

Sheriff

General Adjudications.

45 LEG. TIT.

CAP. IV.

LXXX.

CHARTER in favour of *Alexander Earl of Marchmont*, of the Barony of *Home*, and heritable Office of Sheriff of *Berwick*, proceeding upon a Decreet of Adjudication against *Alexander Earl of Home*.
Sheriff of Berwick.

L. 17. Fol. 91.

1725. Nov. 29.

Keeper of the King's Muir of Craill.

LXXXI.

CHARTER in favours of *James Scot* of the Office of Keeper of the King's Muir of Craill, proceeding upon a Decreet of Adjudication against *Anne Hannay* Relict of Captain *John Erskine*.

L. 17. Fol. 221.

1729. Feb. 12.

Baillie of Stonyforenoon.

LXXXII.

CHARTER in favours of *John Duff* of Culbin, of the Barony of Grangebill, and Office of Baillie of the Regality of Stonyforenoon, proceeding upon a Decreet of Adjudication against *Alexander Dunbar* of Grangebill.

L. 18. Fol. 16.

1735. Feb. 12.

Baillie of Tain, &c.

LXXXIII.

CHARTER in favour of *Roderick Macleod* of Cadboll, of the Lands, &c. heritable Office of Baillie of Tain, and of the Abbacy of Fearn, and heritable Office of Sheriff of Cromarty, and Baillie of the Bishoprick of Ross, Fees, &c. proceeding upon a Decreet of Adjudication against *John Earl of Cromarty*.

L. 18. Fol. 74.

1737. Nov. 29.

Sheriff-depute of the Estate of Cromarty.

LXXXIV.

CHARTER in favours of Sir *William Gordon* of the Castle of Cromarty, and heritable Office of Sheriff-depute, in so far as concerns the Bounds of the Estate of Sir *Kenneth Mackenzie*, proceeding upon a Decreet of Adjudication against Sir *George Mackenzie* of Grandville.

L. 18. Fol. 146.

1740. July 26.

Steward of Annandale, &c.

LXXXV.

CHARTER of the Earldom of Annandale, and heritable Offices of Steward of Annandale and Keeper of the Castle of Lockmaben, in favour of *Charlotte* Marchioness of Annandale, proceeding upon a Decreet of Adjudication against *George Marquis of Annandale*.

L. 18. Fol. 262.

1744. Nov. 29.

C A P. IV.

Lands and certain Fees belonging to heritable Offices of Jurisdiction, apprifed during the Time of the Usurpation, (when the Offices themselves were suppressed) and accordingly disposed to the Creditors by Charters under the Great Seal.

Vide Scobel's Collections of the Acts of Parliament from 1640 to 1656, Cap. 22. Anno 1652, and Cap. 9. Anno 1654.

Fees of the Baillie of Dunfermline.

I.

THE Keepers of the Liberties of England, by Authority of Parliament, give to Sir *John Seton* of Gargunnock, the Tenandry of the Grange of Dunfermline, &c. ten Chalder of Black-Teind Oats forth of the Lands under writ-ten,

Lib. 6. from

1652 to 1655,

Fol. 71.

1653. Jan. 24.

LEG. TIT. 46 Fees of Offices apprifed, when the Offices were fuppreft.

CAP. IV.

ten, viz. £3c. together with the Customs, Capons and Poultry of the Lordship of *Dunfermline*, as well upon the South as North Side of the Water of *Forth*, difponed of before by the Abbacy of *Dunfermline* to the heritable Baillies of the Lordship of *Dunfermline* and Regality thereof upon the North Side of the Water of *Forth*, £3c. This proceeds upon a Decreet of Apprifing againft *Charles* Earl of *Dunfermline*, dated the 5th of September 1650, and Allowance thereof.

Nota, The Office of Bailliary is not difponed in the Charter.

II.

*Dit. Fol. 115.
1653. June 28.*

Fees of the Baillie of the Priority of St. Andrews.
THE Keepers, £3c. give to *Anne Nicolson* the Lands of *Pitreavie*, £3c. with all Lands, Biggings and Possessions pertaining to the late Office of Bailliary of the Ministry or Priority of *St. Andrews*, lately called the Lordship of *St. Andrews*, wherever the same lies within this Nation; as also, an yearly Duty or Fee of 80 l. Money of Scotland, yearly to be uplifted at two Terms in the Year, *Whitsunday*, and *Martinmas* in Winter, by equal Portions, forth of the said Rents of the Priority of *St. Andrews*, £3c. This proceeds upon a Decreet of Apprifing againft *John* Earl of *Crawford*, dated the 1st of June 1653, and Allowance thereof.

Nota, The Office of Bailliary is not difponed.

III.

*L. 6. Fol. 130.
1653. Dec. 27.*

CHARTER of the same in favours of *John Fosse* of *Westpans*, proceeding upon a Decreet of Apprifing againft the said *John* Earl of *Crawford*, and Allowance thereof.

Nota, The Office of Bailliary is not difponed.

IV.

*L. 6. Fol. 126.
1653. Jan. 17.*

Fees of the Constable and Keeper of the Palace of Dunfermline.
THE Keepers, £3c. give to *James* Earl of *Callender*, and *John* Lord *Hay* of *Yester*, the Lands of *Urquhart*, formerly called the Lordship of *Urquhart*, £3c. with the hails Fees, £3c. pertaining to the Office of Constabulary, and keeping of the Palace of *Dunfermline*, and hails Bounds thereof, contained in the Infestments granted to the deceast *Alexander* Earl of *Dunfermline* thereupon, and specially, without Prejudice of the Generality foresaid, the Teinds of the black Oats, Customs, Capons and Poultry particularly after mentioned, to wit, ten Chalders of the Teinds of the black Oats forth of the Lands after specified, to wit, *Luscarwester*, a Chalder twelve Bolls; *Craigluscar*, a Chalder four Bolls, £3c. with all and sundry Customs, Capons, Poultry, Cock and Hen, of the hails Lordship of *Dunfermline*, as well upon the North Side as South Side of the Water of *Forth*, £3c. and also all and hails the Profits and Duties used and wont pertaining to the heritable Office of principal Officiary within all the said Bounds and Marches of the said Parochin, Regality and Lordship of *Dunfermline*, and specially a Duty of eighteen Bolls Oat-meal yearly, to be uplifted forth of the first Farms and Mails of the *Westmill* of *Kirkaldy*, betwixt *Yule* and *Candlemas*; forty Shilling yearly to be uplifted forth of the first of the free Farm of the half of the Lands of *Terath*. This proceeds upon a Disposition by *Charles* Earl of *Dunfermline*, to the said *James* Earl of *Callender* and *John* Lord *Hay*, and upon a Decreet of Apprifing at the Instance of the said *John* Lord *Hay* againft the said Earl of *Dunfermline*, dated the 10th April 1650, and Allowance thereof.

Fees

Fees of the Constable of Montrose.

OLIVER, &c. gives to *Agnes Hay* in Liferent, and *Patrick Ratray* in Fie, the Lands of the *Mains of Macgill*, &c. as also the haill Lands, Fishings, and others belonging to the Office of Constabulary of *Montrose*, and haill Pertinents thereof. This proceeds upon a Decreet of Apprising against Sir *Alexander Erskine* and others, dated the 18th November 1655, and Allowance thereof.

IV.
L. 7. Fol. 107.
1656. Jan. 11.

C A P. V.

Heritable Offices adjudged by Creditors after the Debtors Death, upon the apparent Heirs renouncing to be Heirs to the Debtors their Predecessors, and the Adjudgers ordained to be infest in the Offices by Decree of the Lords of Session, upon Precepts under the Quarter Seal, and also upon Charters under the Great Seal.

Bills by the Adjudgers to the Lords of Session lying in Chancery, as the Warrants of Precepts under the Quarter Seal.

Chamberlain and Baillie of Dunbar.

MY Lords of Council and Session, Unto your Lordships shews *Isabel Douglas* lawful Daughter of Sir *Archibald Douglas* of Spott, and *William Murray* of Hermiston, my Spouse, for his Interest, That where upon the 5th of July instant, we obtained a Decreet of Adjudication before your Lordships against *Archibald Douglas* now of Spott, Son, and lawfully charged to enter Heir to the said deceast Sir *Archibald Douglas* of Spott his Father, and who has renounced to be Heir to him, and against whom Decreet *cognitionis causa* was obtained in Manner contained in the said Decreet, decerning and adjudging the Right of Property of the Lands of Spott, &c. as also the Offices of Chamberlainry and Bailiary of the Lands and Lordship of Dunbar, with the yearly Fee of twenty Bolls of Wheat, and twenty Bolls of Bear, belonging thereto, forth of the readiest Farms and Duties of the said Lands and Lordship, to pertain and belong to me the said *Isabel Douglas*, and my said Husband for his Interest, in Payment and Satisfaction to us of the Sums therein contained, and your Lordships ordained Precepts to be directed forth of his Majesty's Chancellary for infesting us therein, &c. Herefore beseeches your Lordships to give Command and Warrant to Sir *William Ker* Director of the Chancellary, to give out to us Precepts forth of the Chancellary under the Quarter Seal, for infesting us in the said Lands, Offices, &c. to be holden of his Majesty, siklike as the said Sir *Archibald Douglas* held the same.

I.
Dates of the
Decrees or De-
liverance.
1664. July 21.

Follows the Lords Decree or Deliverance written on the Back of the said Bill.

Apud Edinb. xxi Julii, Jajvi & lxiiii. Fiat ut petitur. Signed Ja. Foulis.

Keeper of the Castle of Lochmaben.

BILL by Robert Earl of Nithsdale, and Mr. *William Maxwell* Advocate, for infesting them in the Lands of *Graitney*, and Office of keeping the Castle of *Lochmaben*, and Fees thereto belonging, with the Lords Deliverance thereupon.

II.
1666. July 6.

Steward

- III.
1666. Sept. 1. *Steward of Kirkcudbright, &c.*
BILL by *William Maxwell* of *Sprinkell*, for infesting him in the Lands of *Maxwell*, and heritable Offices of *Steward of Kirkcudbright*, *Keeper of the Castle of Trieve*, *Baillie of Swithart*, &c. and Fees therein mentioned, belonging to the said Offices, with the Lords Deliverance thereupon.
- IV.
1668.
March 13. *Coroner of Bute.*
BILL by *James Campbell*, Son of *Lieutenant Archibald Campbell*, for infesting him in the Lands of *Meikle-Kilnave*, and Office of *Coroner within the Isle of Bute*, with the Lords Deliverance thereon.
- V.
1669. June 8. *Baillie of Sproustoun.*
BILL by *William Earl of Roxburgh*, for infesting him in the Lands of *Hassenden*, and Office of *Bailliary of the Regality of Sproustoun*, with the Lords Deliverance thereon.
- VI.
1670. Feb. 23. *Baillie of Tongueland.*
BILL by *Alexander Viscount of Kenmuir*, as Assigny to a Decreet of Adjudication *cognitionis causâ*, obtained against himself, &c. for infesting him in the Barony of *Kenmuir*, and Office of *Bailliary of the Monastery of Tongueland*, with the Lords Deliverance thereon.
- VII.
1670.
March 24. *Captain and Keeper of Stirling-castle.*
BILL by *Charles Earl of Marr*, as Assigny to a Decreet of Adjudication *cognitionis causâ*, obtained against himself by *John Keirie of Gogar*, for infesting him as Assigny foresaid in the Lands of *Alloa*, &c. and in the Offices of *Captain and Keeper of the Castle of Stirling*, and *Chamberlain of the Lands and Lordship of Stirling*, and Fees therein mentioned, belonging to the said Offices, with the Lords Deliverance thereon.
- VIII.
L. 14. Fol. 264.
1696. Aug. 10. *Ditto Offices.*
CHARTER of the Lands belonging to the *Earl of Marr*, and of the Office of *Captain and Keeper of the Castle of Stirling*, and Office of *Chamberlain of the Lordship of Stirling*, and Fees therein mentioned thereto belonging, in favours of *James Stewart* younger of *Ardvolich*, proceeding upon a Decreet of Adjudication *cognitionis causâ* against *John Earl of Marr*.
- IX.
Lib. 1698 and
1699, Fol. 125.
1699.
March 10. *Ditto Offices.*
CHARTER in favour of *John Earl of Marr*, of the Lordship of *Alloa*, and Offices of *Captain and Keeper of the Castle of Stirling*, and *Chamberlain of the Lordship of Stirling*, proceeding upon sundry Decreets of Adjudication *cognitionis causâ* against the said *John Earl of Marr*, and Conveyance thereof.
- X.
Lib. 1702 and
1703, Fol. 169.
1703.
March 9. *Constable of Beulie.*
CHARTER of the Estate of *Lovat*, and of the Office of *Constable and heritable Keeper of the Palace and principal Messuage of the Priory of Beulie*, and heritable Office of *Baillie of the Barony of Beulie*, in favours of *Mr. Roderick Mackenzie*

Charters upon Decrees of Sale.

49 LEG. TIT.
CAP. VI.

Mackenzie of *Prestonhall*, proceeding upon a Decree of Adjudication against *Patrick Lord Kinnaird*, eldest lawful Son, and as lawfully charged to enter Heir, and who renounced to be Heir to *Lady Anne Fraser* his Mother, dated the 11th of February 1702.

Ditto Offices.

XI.

CHARTER of the same Lands and Offices in favours of *Mr. Robert Fraser* Advocate, proceeding upon a Decree of Adjudication *cognitionis causâ* against *Emelia Lady Fraser* of *Lovat*, and *Mrs. Anne* and *Mrs. Katharine Frasers*, lawful Daughters, and as lawfully charged to enter Heirs to *Hugh Lord Fraser* of *Lovat*, and who renounced to be Heirs to him, dated the 26th January 1704.

L. 15. Fol. 193.
1704.
March 14.

Ditto Offices.

XII.

CHARTER of Adjudication *cognitionis causâ* of the above Lands and Offices against the same Persons, in favours of *Mr. Roderick Mackenzie* of *Prestonhall*.

L. 15. Fol. 217.
1704.
March 15.

Ditto Offices.

XIII.

CHARTER of Adjudication *cognitionis causâ* of the same Lands and Offices in favours of *John Macfarlane* Writer to the Signet.

Lib. 1730 to
1733.
1731. Feb. 12.

Ditto Offices.

XIV.

CHARTER in favour of *Simon Lord Fraser* of *Lovat*, of the said Estate of *Lovat*, and heritable Offices, proceeding upon sundry Decrees of Adjudication against the apparent Heirs of *Hugh Lord Lovat*, and who renounced to be Heirs to him, and Conveyances thereof to the said *Simon Lord Lovat*, and upon the Resignation of some of the Adjudgers who were infest.

Lib. 1737 to
1739, Fol. 71.
1738. July 26.

C A P. VI.

Heritable Offices judicially sold by publick Roup by the Court of Session, and possess by the Purchasers upon these Titles.

Sheriff of Cromarty.

I.

CHARTER in favour of *George Viscount of Tarbat*, of the Castle of *Cromarty*, &c. and heritable Office of Sheriff of *Cromarty*, proceeding upon a Decree of Roup and Sale before the Lords of Council and Session, and sundry Decrees of Apprising and Adjudication against *Sir John* and *Jonathan Urquharts*, and Disposition from them.

L. 11. Fol. 43.
1685. Apr. 29.

Keeper of the Park of Cockburnspeth.

II.

DECREET of Roup and Sale before the Lords of Council and Session, adjudging, decerning and declaring the Husband-Land in *Cockburnspeth*, &c. with the heritable Office of Forrestry, and keeping of the Park of *Cockburnspeth*, with the Pasturage of 24 Soums of Bestial betwixt *Glenfin* and the Sea, with the Woodhens and other Commodities, Profits and Duties annexed to the foresaid Office, to belong to *Sir John Hall* of *Dunglas*, upon Payment of the Price therein mentioned.

Lib 23. Record
of Decrees of
Session, Fol.
177.
1694. July 7.

LEG. TIT. 50
CAP. VII.

Charters upon Decrees of Sale.

III.

L. 24. Fol. 161.
1708. May 28.

Sheriff and Forrester of Clackmannan.

CHARTER in favour of Colonel *William Dalrymple* of *Gladsmuir*, and *Alexander Inglis* of *Murdiestoun*, of the Barony of *Clackmannan*, and heritable Office of Sheriff and Forrester of the Shire of *Clackmannan*, proceeding upon a Decreet of Roup and Sale before the Lords of Session, in favour of *Charles Craiggelt*, and Conveyance by him.

IV.

Lib. 1743 and
1744. Fol. 52.
1744. Feb. 13.

Constable of the Castle of Skibo.

CHARTER in favour of *Patrick Doull* of *Winterfield*, of the Lands of *Skibo*, and Office of heritable Constable of the Castle of *Skibo*, with the Stipends, Salaries, &c. of old belonging to the said Office, particularly 16 l. 2 s. Scots Money, as the Feu-farm and Augmentation thereof, formerly payable out of the said Lands to the Bishop of *Caithness*, and disposed by the Bishop as the Salary for the keeping of the said Castle. This Charter proceeds upon a Decreet of Roup and Sale before the Lords of Council and Session, in favours of *Alexander Gordon*, and Conveyance thereof, and upon the Resignation of Mr. *John Thomson* Merchant in *Edinburgh*.

I William Smith, Clerk of his Majesty's Chancery, do hereby declare, That the Copy of the Charter of Queen Mary in favour of John Bellenden of Auchinoul, of the Office of Usher of Exchequer, wrote on the 60, 61 and 62 Pages of this Abstract, so far as the said Charter is legible, and the Copy of Sir William Bellenden's Petition wrote on the 62, 63 and 64 Pages of this Abstract, with the Lords Deliverance on said Petition, are just Copies of the said Charter, Petition and Deliverance; and the rest of what is contained in the 99 preceeding Pages, all subscribed by me, is a just Abstract of the Charters, Retours, and other Writs before mentioned, the same having been faithfully compared from the Records by me (signed) William Smith. Edinburgh, 27th November 1746.

The

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from him, and disposed to the Earl of Had-
dington; in all which Titles there are no Lands
or heritable Subjects but the Office itself.

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The Office of Usher and Door-keeper of the King's
Chapel originally belonged to John de Capella,
and, upon his Resignation, was given by King
Robert II. to William Chalmer and his Heirs.

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The Progress of the Titles to the Office of Macer
and King's Serjeant shews, that it was first
given to James Scrimzeour and his Heirs and
Assignies, disposed by him to John Paterson,
and by him to John Leslie, and by him to
Moncrieff of Reidie, and by him to his Son

and his Heirs and Assignies, and is now vest-
ed in the Person of George Moncrieff now of
Reidie by special Service and Infeftment.

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The Progress of the Titles to the Office of Usher
of Exchequer shews, That it was first given
to John Vans, and, upon his Resignation, to
Sir John Bellenden and his Heirs and Affi-
gnies, and that Sir William Bellenden en-
tered to the Office by special Service and Infeft-
ment, and that William Lord Bellenden dis-
posed the Office to John Lord Bellenden and
the Heirs of Tailzie succeeding to his Land E-
state; in all which Titles there is no other he-
ritable Subject comprehended but the Office.

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SHEWING, That when a Debitor had ob-
tained a Charter, but taken no Infeftment up-
on it, the King was in use, upon the Creditors
Supplication, to issue Letters commanding the
Debitor to take Infeftment within forty Days,
to the end the Creditor might obtain the Heri-
tage apprifed for Satisfaction of his Debt, with
Certification, if he failed, the King would en-
ter the Creditor; and when the Debitor neglect-
ed to obey the Charge, the Lords of the King's
Council, then the Judges, advised the King to
dispose to the Creditor as much of the Debi-
tor's heritable Estate as was equivalent to the
Debt, whereupon the King disposes to the Cre-
ditor certain Lands and Offices belonging to the
Debitor, redeemable by the Debitor within se-
ven Years, conform to Act of Parliament.

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Shewing, That before general Apprisings were in-
troduced, heritable Offices, as well as Lands,
were appretiate upon Oath by the Jury, and
thereafter offered to publick Sale, and when no
Offerers appeared, the same was judicially dis-
posed to the Creditors, in Satisfaction of their
Debts, in whole or in part, according to the
Value put upon them, and Charters were there-
upon granted by the King in implement of the
Act of Parliament.

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Shewing, That after general Apprisings took place,
heritable Offices, as well as Lands, were uni-
versally apprifed and adjudged to Creditors, and
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CAP. IV. Page 45 to 47.

Lands and certain Fees belonging to heritable Of-
fices of Jurisdiction apprifed during the Time
of the Usurpation, (when the Offices themselves
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cordingly.

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CAP. V. Page 47 to 49.

Heritable Offices adjudged by Creditors after the
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Seal, and also upon Charters under the Great
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Heritable Offices judicially sold by publick Roup
by the Court of Session, and possessed by the
Purchasers upon these Titles.

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CAP. I.

Acts of Parliament confirming Charters of Offices to the Grantees and their Heirs and Assignies, and declaring the same to be good and effectual Rights.

Copy Act in favours of the Earl of *Rothes*.

Sheriff of Fife.

THE quhilk Day the Queen's Majesty, with Advice and Consent of the three Estates of this Realm, ratifies and approves for her Hieness and Successors, all and sundry Infestments, Charters, Precepts of Sasine, and other Writs and Rights granted be her Majesty, her Tutor, Governor or Mother, Regent of this Realm for the Time, to *Andro* Earl of *Rothes*, of whatsoever Lands of the Earldom of *Rothes*, Lordships and Baronies of *Ballinbreich* and *Leslie*, as well Property as Tenandry, Advocations, Donations, and Right of Patronages of Kirks and Chaplainries thereof, together with the Office of Sheriffship of *Fife*, specially contained in the said Infestments *respective*, together with all Instruments of Sasines past thereupon, to stand in effect, and be vailable to the said *Andro* Earl of *Rothes*, his Heirs and Assignies, but ony Revocation thereof to be made by her Majesty or Successors for ever. And that in respect that our soverane Lady and Estates foresaid, finds the same well and orderly given and proceeded, renuncand for her Hieness and Successors quhatsoever, her Revocations, Pley, Action and Cause, to be moved against the said Earl and his Heirs anent the recovering fra him of the said Lands and Office, or ony Part thereof, for quhatsoever Cause preceeding this Parliament, and puttand Silence to her Advocates present and to come, of the making of forder Pursuit against them anent the same perpetually, and has ordained an Act of Parliament, and Law to be maid thereupon, to be observed in perpetual Memory.

I.
1567. Apr. 16.
Lib. 13.

Office.

Heirs and Assignies.

Copy Act in favours of *Michael Balfour*.

Coroner of Fife.

THE quhilk Day, forasmeikleas the Queen's Majesty, with Advice of the three Estates of this Realm in Parliament, understanding that her Hieness, by her Charter under the Great Seal, has ratified and approved the Infestment made to *Michael Balfour* of *Bourtie* of the Half-lands of *Kinloch*, with the Pertinents, and has of new given and disposed to him heritably, the Office of Coronarship of the Sheriffdom of *Fife*, as the Infestment under the Great Seal made to him, his Heirs and Assignies, theirupon, of the Date the _____ Day of the Zeir of God Jajv _____ Zeirs, mair fully proports, whilk Infestment our soverane Lady, with Advice of the three Estates of this Realm in this present Parliament, ratifies, approves and confirms in all Points, and grants the same to be as vailable and sufficient, as gif the Consent of the said three Estates had been obtained

II.
1567. Apr. 16.
Lib. 13.

Heirs and Assignies.

Rec. of Par. 54. *Charters of Offices to Grantees and their Heirs and Assignies, confirm'd in Parliament.*

CAP. I. tained and given thairto at the making thair of, and ordains an Act of Parliament to be made hereupon, and the said Infestment to be insert thairin, and the Clerk of Register to extract, draw forth, and deliver to the said *Michael*, upon his Expences, the authentick Copy thair of in due Form as effects.

III.

1584. Lib. 17.
Heirs and Assignies.

Sheriff and Sheriff-clerk of Perth.

ACT ratifying the Infestment given by our Sovereign Lord to *John* Earl of *Montrose*, his Heirs and Assignies, of the Barony of *Cowgask*, &c. and also of the Office of the Sheriffship, Sheriff-clerkship, and Sheriff-principal of the Sheriffdom of *Perth*, with the Fees and Commodities of the same, and decerning and declaring the same to have full Force, Strength and Effect, as is contained therein, in all Time coming.

IV.

1587. Lib. 17.
Heirs and Assignies.

Baillie of Lauderdale

ACT ratifying the Charter to Sir *John Maitland* of *Thirlestane*, and his Heirs and Assignies, of the Lordship of *Thirlestane*, and Office of heritable Bailliary of the Lordship of *Lauderdale*, (excepting as is therein excepted) with Jurisdiction and Power of Justiciary to the said Sir *John* and his Heirs and Assignies in all Time thereafter.

V.

1592. Lib. 18.
Heirs and Assignies.

Baillie of the Lordship of Linlithgow.

ACT ratifying the Charter to *John Livingston* of *Abercorn*, and his Heirs-male and Assignies, of the Lands of *Abercorn*, with the heritable Office of Bailliary of his Highness's Lands within the Lordship of *Linlithgow*, and his Hieness, with Advice and Consent of the said Estates, decerns and ordains, that the said Charter and Infestment was from the Beginning, is now, and shall be in all Time coming, of Strength, Force and Effect, to the said *John*, his Heirs-male and Assignies whatsoever, of the said Lands, &c. Offices, &c. notwithstanding of whatsoever Union or Annexation.

VI.

1606. Lib. 18.

Keeper and Constable of the Castle of St. Andrews.

Heirs and Assignies.

OUR Sovereign Lord remembring the long, faithful, and most acceptable Services done by *George Lord Dunbar*, chief Treasurer of *Scotland*, and Chancellor of the Exchequer of *England*, &c. Therefore, with mature Deliberation, Consent, Decreet and Approbation of his Majesty's hail Estates of his Majesty's Kingdom of *Scotland*, convened in Parliament, ordains a Charter to be made under his Hieness's Great Seal, giving, granting, and disposing heritably and perpetually, confirming to the said *George* Earl of *Dumbar*, and his Heirs and Assignies, the Lands and Barony of *Greenlaw*, &c. and also all and hail the heritable Office of the Keeping, Captainry, and Constabulary of the Castle of *St. Andrews*, with the yearly Fee of sixteen Chalders Victual, half Wheat, half Bear, to be uplifted, &c.

VII.

1612. Lib. 21.

Heirs and Assignies.

Office of the King's Pultree.

ACT ratifying the Charter to *William Nisbet* and *Janet Williamson* his Spouse, in conjunct Fie, and the Heirs-male procreate or to be procreate betwixt them, which failing, to the Heirs-male of the said *William* and his Assignies, of the Lands of *Pulterlands*, together with the Office of his Highness's Pultree.

Copy

Copy Act in favours of Sir James Hay, &c.

Chamberlain of Fife.

VIII.

OUR Sovereign Lord, and Estates of this present Parliament, ratifies, approves, 1621. Lib. 23.
and for his Highness and his Successors perpetually confirms the Charter under the Great Seal of the Kingdom of Scotland, and heritable Infestment made and granted to umquhile Sir James Hay of Kingask, Knight, Comptroller of the said Kingdom for the Time, his Heirs-male and Assignies, heritably and irredeemably, of all and haill the heritable Office of Chalmerlainry of the Earldom and Lordship of Fife, within the said Realm of Scotland, together with all and whatsoever Fees and Duties belonging to the samen Office, haill Profits, Privileges, and Commodities thereof, and namely the Sum of twa hundred Pounds Scots Money, twa Chalders Wheat and twa Chalders Beir due thairfor, and for administering and using the said Office contained in the said heritable Infestment, yearly to be uplifted and taken up forth of the first and readiest Mails, Farms, Rents and Duties of the said Lordship and Earldom of Fife, and als the Infestment heritable of the same Office, Fees and Duties, made and granted to James Viscount of Doncaster, Lord Hay of Sawley, heritable Proprietor thereof, with all Right, Title, Interest and Claim of Right, whilk the said umquhile Sir James Hay of Kingask, Knight, his Heirs-male and Assignies, or the said James Viscount of Doncaster, or either of them, had, has, or any ways may have in and to the same heritable Office, Fees and Duties thairfor, Mails, Farms, Profits and Commodities of the same, or either of them, conform to their Rights, Titles and Infestments granted to them thereanent, together with all and sundry Clauses and Conditions thairfor, after the Form and Tenor of the same in all Points, willing, declaring and ordaining the same Ratification, Approbation and Confirmation, to be as valid and sufficient in all Points to the said Persons, or ony of them, their Heirs and Assignies *Heirs and Assignies.* respective, as gif the foresaid Earldom and Lordship of Fife, with the haill Fees and Duties, Mails, Farms, Profits and Commodities of the samen Earldom, Lordship, and Office of Chalmerlainry thereof, generally and particularly above mentioned, had been duly and lawfully dissolved from the Crown, and disponsit in Parliament to the foresaid Persons, or either of them *Heirs and Assignies.* respective, their Heirs and Assignies provide in the said Infestments, Rights and Securities, after the Form and Tenor thairfor in all Points, and ordains Letters of Publication to be direct thereupon in due and ample Form.

Keeper of the Water of Tay.

IX.

ACT ratifying the Infestment in favours of Sir George Hay of Kinfauns, and his 1621. Lib. 23.
Heirs and Assignies, of the Lands and Barony of Kinfauns, &c. and heritable *Heirs and Assignies.* Office of keeping the Water of Tay on baith Sides thereof, beginning at that Part thereof called Drumlawlands, to the Head of the said Water, with all Fees, Casualties, Privileges, and Duties pertaining thereto, specially enumerate in the said Infestment.

Keeper of the Castle of Lochmaben, Steward of Annandale, and Forrester of Falkland.

X.

ACT ratifying the Charter to John Murray of Lockmaben, his Heirs and Assignies, of the Lands and Barony of Lockmaben, and the heritable Office of *Heirs and Assignies.* Custodian.

Rec. of Par. 56. *Charters of Offices to Grantees and their Heirs and Assignies, confirm'd in Parliament.*

CAP. I. Custody and keeping the Castle of *Lockmaben*, the heritable Office of the Stewartry of *Annandale*, &c. and Office of Forrestry of *Falkland*.

XI.

1661. Lib. 25.

Heirs and Assignies.

Heirs and Assignies.

Copy Act in favours of the Earl of *Marr*,

Governor and Captain of the Castle of *Stirling*.

OUR Sovereign Lord, with Advice and Consent of his Estates of Parliament, ratifies and approves the Signature and Grant past by his sacred Majesty in favours of *John* now Earl of *Marr*, his Heirs-male and Assignies, whereby his Majesty considering that the said *John* Earl of *Marr* his Great-Grandfather was, by Infestment granted by *Henry* and *Mary* King and Queen of *Scotland*, to him and his foresaids, heritably infest and seased in the Office of Governor and Captain of the Castle of *Stirling*, with the Parks, Yards, Pasturages, Fees, Rents, Duties, and Office of Forrestry of the said Park, and Privileges belonging thairto. Likeas the Queen's Majesty, with Consent of the Estates of Parliament, did ratify and approve the foresaid Right of the Offices and others foresaid, by an Act of Parliament dated the sixteenth of *April* Jary and sixty seven, and, conform thairunto, the said Office and others foresaid have been continually enjoyed and possess by the said Earl and his Predecessors, with the Privileges thairto, until that, by the late usurped Power in this Nation, they were debarred therefrae; and therefore his Majesty being willing to restore the said Earl to his former Rights thairto, did, by his Gift dated the 25th of *October* last, ratify, and of new grant the same to the said Earl, his Heirs-male and Assignies foresaid, to be holden by him and by his Successors blanch of his Majesty and his Successors, conform to his old Rights thereof, in the haill Heads, Articles and Clauses of the said Earl his Infestments and new Grant, as said is, dispensing with the not inserting thereof. "And his Majesty and the Estates of Parliament considering the constant Loyalty and Fidelity of the said Earl of *Marr*, and his Predecessors in the said Office, and the Nature of the first Grant made by the said *Henry* and *Mary* King and Queen of *Scotland*, thairfor his Majesty, with Consent of the said Estates, statutes and ordains, that the said Earl of *Marr* and his foresaids shall in all Time coming bruik and enjoy the Keeping of the Castle of *Stirling* and others above mentioned, conform to his said Rights, any Thing in the late Act of Parliament past in favours of his Majesty and his Successors, anent Strengths and Prisons, to the contrary notwithstanding."

XII.

1661. Lib. 25.

Heirs and Assignies.

Constable and Keeper of the Palace of *Linlithgow*, &c.

ACT ratifying all Charters, &c. and particularly the Charter to *George* Earl of *Linlithgow*, and the Heirs of his Body, whilks failing, his other Heirs-male and of Tailzie, and Assignies whatsoever, of the Office of Constabulary and keeping of the Palace of *Linlithgow*, with the Fees, &c. and of the Office of Bailliary of his Majesty's Lands within the Lordship of *Linlithgow* Shire, and Office of Constabulary and Keeping of the Castle of *Blackness*, with all and sundry Annualrents, Fees, Salt-pans, &c. pertaining to the Keeping of the said Castle of *Blackness*.

XIII.

1661. Lib. 26.

Heirs and Assignies.

Constable and Justiciar of *Brechin*.

ACT ratifying the Charter to *Patrick* Earl of *Panmure*, designed therein *Patrick Maule* of *Panmure*, and to his Heirs and Assignies therein exprest, of the Lordship of *Brechin* and *Navarr*, with the heritable Offices of the Constabulary of *Brechin*,

Charters of Offices to Grantees and their Heirs and Assignies, confirm'd in Parliament. 57 Rec. of Par.
Breckin, and heritable Justiciary within the same Lordship, with the Right and CAP. I.
 Privilege of electing yearly one of the Baillies of the City and Town of *Breckin*.

Sheriff of Peebles.

XIV.

ACT ratifying the Charter to *John Earl of Tweedale*, and the Heirs-male pro- 1661. Lib. 26.
 create or to be procreate betwixt him and *Jean* his Spouse, whom failing,
 &c. and to their Successors and Assignies whatsoever, of the Lands and Barony Heirs and As-
 of *Lyne*, &c. and Office of Sheriffship of the Sheriffdom of *Peebles*. signies.

Mayor of Aberdeen.

XV.

ACT ratifying the Charter to Lieutenant-Colonel *Paul Symmer*, and his Heirs, 1662. Lib. 27.
 Successors and Assignies, of the Office of Mayor of Fie of the Sheriffdom of Heirs and As-
Aberdeen, with the Lands of *Pitmuckston*, belonging to the said Office, which Of- signies.
 fice and Lands formerly belonged to Mr. *Alexander Bisset*, &c. and thereafter be-
 came in his Majesty's Hands, as last Heir, through Want of Heirs, &c. who might
 succeed to him in the said Office and Lands, or any lawful Disposition made by
 the said *Alexander* in his own Lifetime, &c.

Sheriff of Bathgate.

XVI.

ACT ratifying the Charter to *Thomas Hamilton* of *Bathgate*, his Heirs and As- 1663. Lib. 27.
 signies whatsoever, of the Barony of *Bathgate*, with the Office of Sheriff of Heirs and As-
 the said Sheriffdom of *Bathgate*, and Fees thereto belonging. signies.

King's Usher; (being the Office in controversy.)

XVII.

ACT ratifying the Charter to Sir *Archibald Cockburn* of *Langtoun*, his Heirs- 1663. Lib. 27.
 male and Assignies whatsoever, of the Lands and Barony of *Langtoun*, with Heirs and As-
 the Office of principal Usher to his Majesty and his Successors, Fees, &c. with the signies.
 Reservation to *Robert Cunningham*, during his Life, of his conjunct Right of the
 said Office, and of the haill Fees thereof during his Life.

Serjeant of Methven.

XVIII.

ACT ratifying the Charter to *Mungo Graham* of *Gortkie*, and the Heirs, &c. 1669. Lib. 28.
 whilks failing, his Heirs and Assignies, of all and haill, &c. and siklike, the Heirs and As-
 Office of Serjandry of the Lands and Lordship of *Methven*, and the Lands thereof signies.
 called the *Serjeant's Lands*.

Constable of Aberdeen.

XIX.

ACT ratifying the Charter to Sir *John Forbes* of *Watertoun*, and his Heirs-male 1669. Lib. 28.
 and Assignies whatsoever, of the Lands of *Ardgrain*, &c. with the heritable Heirs and As-
 Office of Constabulary of *Aberdeen*. signies.

Serjeant and Coroner of Kilbryde.

XX.

ACT ratifying the Charter to *James Stewart* of *Torrence*, and the Heirs, &c. 1669. Lib. 28.
 whilks failing, to his Heirs and Assignies whatsoever, of the four Pound Land Heirs and As-
 of *Murray*, &c. and the heritable Office of Serjandry and Crounership, and Go- signies.
 vernment thereof through the haill Lordship and Regality of *Kilbryde*, conform to
 the old Use and Wont, viz. out of every Plough within the said Lordship, half a Boll
 of Corn, of every Sasine half a Merk, or the uppermost Garment, according to the

Rec. of Par. 58 *Charters of Offices to Grantees and their Heirs and Assignies, confirm'd in Parliament.*

CAP. I. Will of the Receiver; out of every Household a Cheese made of en Day's Milk, with an Penny, and out of every Amerciament of Court tua Shilling Money.

XXI.

Coroner of Annandale.

1669. Lib. 28.
Heirs and Assignies.

ACT ratifying the Charter to *James Earl of Annandale*, and the Heirs, &c. which failing, to his nearest Heirs and Assignies whatsoever, of the Lands of *Johnstoun*, &c. and Office of Coronership within the Stewartry of *Annandale*.

XXII.

Baillie of Kirkmichael.

1669. Lib. 28.
Heirs and Assignies.

ACT ratifying the Charter to *Sir John Dalziel of Glanaw*, and the Heirs, &c. which failing, to the said *Sir John* his other Heirs-male and Assignies whatsoever, of the Lands, &c. together with the Office of Bailliary of *Kirkmichael*, Fees, &c.

XXIII.

Keeper of the Palace of Holyroodhouse.

1669. Lib. 28.
Heirs and Assignies.

ACT ratifying the Charter to *James Duke of Hamilton*, and to his Heirs-male and Assignies, of the heritable Office of Keeping of his Majesty's Palace of *Holyroodhouse*, with all Yards, Fees, &c. pertaining thereto, with the Power of making Underkeepers, Deputes, Gardiners, and other Officers whatsoever.

XXIV.

Constable and Keeper of the Palace of Linlithgow, and Blackness Castle.

1669. Lib. 28.

ACT ratifying all former Charters, Securities and Rights, granted to *George Earl of Linlithgow*, and his Predecessors, of the Office of Constabulary and Keeping of his Majesty's Palace of *Linlithgow*, Bailliary of his Majesty's Lands within *Linlithgow* Shire, Constable and Keeping of the Castle of *Blackness*, Fees, &c. and of new disponing to the said Earl and the Heirs-male of his Body, whilks failing, to his nearest and lawful Heirs-male and of Tailzie, and Assignies whatsoever, the foresaid Offices, &c.

XXV.

Constable of the Burgh of Forfar, and Coroner of Forfar and Kincardine.

1672. Lib. 29.
Heirs and Assignies.

ACT ratifying the Charter to *Patrick Earl of Kinghorn*, and the Heirs, &c. which failing, to his Heirs and Assignies whatsoever, of the Barony and Thanedom of *Glamis*, &c. and Office of Constabulary of the Burgh of *Forfar*, and Office of Coroner within the Bounds of the Shires of *Forfar* and *Kincardine*, with 4 l. Sterling yearly, to be uplifted out of the Process of the Justice-airs within the foresaid Sherifffdoms, annexed to the foresaid Office, with all other Fees pertaining thereto.

XXVI.

Sheriff and Constable of Nairn.

1672. Lib. 29.
Heirs and Assignies.

ACT ratifying the Charter to *Sir Hugh Campbell of Calder*, and his Heirs-male, which failing, his Heirs and Assignies whatsoever, of the Thanedom and Barony of *Calder*, Office of Sherifffship of *Nairn*, and Constable of the Castle of *Nairn*.

XXVII.

Baillie of Keig, and Bishoprick of Aberdeen.

1681. Lib. 30.
Heirs and Assignies.

ACT ratifying the Charter to *George Marquis of Huntly*, and his Heirs and Assignies, of the Marquisate and Earldom of *Huntly*, and Office of Bailliary thereof, and all other Lands within the Lordship and Baronies of *Keig* and *Mony-muisk*,

Offices are the Property of the Owners, and supposed by the Legislature alienable. 59 Rec. of Par.
muisk, and Office of Bailliary of the Lands within the Bishoprick of Aberdeen, CAP. II.
Fees, &c.

Office of Searcher.

XXVIII.

ACT ratifying the Charter to Sir *John Shaw* of *Greenock*, and the Heirs-male
&c. whom failing, his nearest and lawful Heirs and Assignies whatsoever, of
the Barony of *Greenock*, and Privilege of building free Ports, Harbours, &c. with
the Office of Searchery of all customable Goods, and other Privileges, &c, per-
taining thereto.

1681. Lib. 30.
Heirs and As-
signies.

Macer and Serjeant.

XXIX.

ACT ratifying the Charter to *George Moncrieff* in Liferent, and *John Moncrieff*
his Son, and the Heirs, &c. which failing, his nearest Heirs and Assignies
whatsoever, of the Barony of *Myres*, Office of Macery and Serjandry of Arms, &c.
and Power to the said *John* and his forefairs to name one of the four Macers of
Session.

1693. Lib. 33.
Heirs and As-
signies.

Sheriff of Selkirk.

XXX.

ACT ratifying the Charter to Sir *James Murray* of *Philiphaugh* in Liferent, and
John Murray his Son, and the Heirs, &c. which failing, the said Sir *James*
his Heirs and Assignies whatsoever, of the Lands, &c. with the Office of Sheriff
of the Sherifdom of *Selkirk*, reserving a Power to Sir *James* to sell and dispose of
the Lands, Baronies and others aforesaid.

1701. Lib. 36.
Fol. 1.
Heirs and As-
signies.

Baillie of Pittenweem, and Searcher.

XXXI.

ACT ratifying the Charter to Sir *William Anstruther*, and the Heirs, &c. which
failing, to his Heirs and Assignies whatsoever, of the Barony of *Anstruther*,
Office of Bailliary of the Lordship of *Pittenweem*, and Office of Searchery of all
prohibited and uncustomed Goods coming to, or going from the Burgh of *Elie*.

1705. Lib. 37.
Fol. 52.
Heirs and As-
signies.

C A P. II.

Heritable Offices are the Property of the Owners, as much as Lands or
any other Inheritance, and have been always excepted from general
publick Laws as Rights of Property, and, as such, supposed by the
Legislature to be alienable by the Proprietors, and in consequence of
this the Act 1681, declaring a cumulative Jurisdiction, and the im-
posing Judges, where there were heritable Offices and Jurisdictions,
are declared illegal by the Claim of Right; and heritable Officers dis-
possessed by the Crown, have been reponed by Act of Parliament to
the Enjoyment of their Offices as their Property, vested in them by
their Rights and Infestments. Vide the *Annexation Act* 29th 1587,
Act 13th 1633, *Act* 39th 1693, *Treaty of Union*, Article 20th,
Cap. præced. No. II. *Acts* 13th and 18th 1689.

Copy of the Act authorising the Sale and Purchase of heritable Offices.

I.

OUR Sovereign Lord continuing in that Purpois and Resolution, bred in
his Royal Heart in his young Years, for making of Offices of Judicato-
ry in this Kingdom, (as they are in all well governed States) Employ-
ments for Men furnished with Gifts suitable to the Dignity and Gravity of the
Places,

1617. Lib. 22.

206
Rec. of Par. 60. *Offices are the Property of the Owners, and supposed by the Legislature alienable.*

CAP. II. Places, whairby many Abuses may be taken away, quhilks, in heritable Offices of that Kind, cannot be avoided, the Rights thair of falling oft tymes to Women, to Children, or to Men quha nather can discharge the Place, nor make Choise of sufficient Deputes; and yit his Majesty remaining constant in that Course of Myldness and Moderation so familiar to him, and being unwilling to tak the said Offices from the present Possessors thereof, quha, and thair Predecessors, have bruiked the same mony Years as thair Inheritance, without guid and competent Satisfaction to be given to thame by thair own Consent, hath thairfore, with the Advyse of the Estates of this present Parliament, given and granted, and, by virtue of this present Act, gives and grants full Power and Commission to *Jhonne* Archbishop of *St. Andrews*, *Andro* Bishop of *Breckin*, *Jhonne* Earl of *Montrose*, *Thomas* Lord *Bynning*, *David* Lord *Scone*, *David* Lord *Carnegy*, *Sir George Hay* Clerk of Register, *Sir William Oliphant* his Hieness's Advocate, *Sir Gideon Murray* Thesaurer-depute, and *Sir William Seytoun* of *Kylismuir*, Knight, or to ony of thame, to travel, and deal with the hail heritable Sheriffs, Stewards and Bailies within this Kingdom, anent the Surrender of the said Offices in his Majesty's Hands, and anent an competent Satisfaction in Honour, and utherways to be given to thame for the samen, and to make an faithful Report to his Majesty of thair Proceedings thairin.

Copy Act in favours of the Dutchess of *Hamilton*, excepting her Right of the Office of Justice-General of *Arran*, from Act 40th 1685.

II.

1686. Lib. 30.
Pag. 18.

Justice-General of Arran.

Shires
OUR Sovereign Lord taking to his Consideration the fourtieth Act of his Majesty's first Parliament, uniting, annexing, and incorporating to the Crown of this his ancient Kingdom, to remain inseparably therewith in all Time coming, the Offices of Justice-General of all the Isles of *Scotland*, (excepting *Orkney* and *Zetland*) of the *Shires* of *Argyle* and *Tarbat*, and of all the remanent Lands and Estate belonging to the late Earl of *Argyle* in *Scotland*, the heritable Lieutenandry of *Argyle* and *Tarbat* *Shires*, and others therein mentioned. And seeing it was not designed that the heritable Office of Justice-General within the Isle of *Arran*, whereof the Dutchess of *Hamilton* and her Predecessors, by virtue of their Rights and Infeftments of the samen, have been, and still are in the peaceable Possession and Exercise, should be any ways prejudged by the said Act, therefore his Majesty, with Advice and Consent of his Estates of Parliament, statutes, ordains and declares, That the said Office of Justice-General within the Bounds of the Isle of *Arran* is noways comprehended under the foresaid Act of Annexation, or any Clause of the same; but that the Dutchess of *Hamilton*, her Heirs and Successors, their Rights and Infeftments of the said Office of Justice-General within the Isle of *Arran*, shall remain in the same Strength, Force and Effect, as they were before the making of the said Act of Annexation; as also his Majesty, with Advice and Consent foresaid, ordains and declares, that the Exception of *Orkney* and *Zetland*, mentioned in the same Act, does noways prejudice the thirteenth Act of the second Parliament King *Charles II.* entituled, *Act for Annexation of Orkney and Zetland to the Crown*, which shall remain in the same Strength and Effect for all Intents and Purposes, as if the foresaid Exception had never been made.

Copy

Copy Act reponing Sir *Andrew Agnew* to his Office.
Sheriff of Wigtoun.

III.

THE Estates of the Kingdom having taken into their Consideration, that Sir *Andrew Agnew* of *Locknaw*, being heritable Sheriff of the Shire of *Wigtoun*, was wrongously and summarily, without Order of Law, removed from being Sheriff of that Shire in the Year One thousand six hundred and eighty two, and *John Graham* of *Claverhouse*, now Viscount of *Dundee*, nominate in his Place, and thereafter a Commission renewed in favours of *David Graham* his Brother; therefore the said Estates do hereby repon and restore the said Sir *Andrew Agnew* to his said Office of Sheriffship, as fully and freely as he and his Predecessors, Sheriffs of *Wigtoun*, did formerly enjoy the same before the Gift granted to the said Lord *Dundee*. 1689. Lib. 31.
Fol. 68.

Copy Act reponing the Earl of *Marr* to his Office.
Captain, Keeper, and Constable of the Castle of Stirling.

IV.

THE Estates of this Kingdom considering, that *Charles* Earl of *Marr*, and his Predecessors Earls of *Marr*, have been for many Generations heritable Constables, Captains, Governors and Keepers of the Castle of *Stirling*, and, by virtue of that Office, had the Command of all Officers and Soldiers kept in Garrison in the said Castle, with divers ample Fees, Privileges and Emoluments belonging to the said Office, until that of late Encroachments were made upon the said Earl in his Possession of the foresaid Office, and he unjustly turned out, because he would not comply with the arbitrary Courses for the Time; therefore the said Estates unanimously do hereby repon the said Earl to the full and free Possession of the said Office of heritable Constable, Captain, Governor, and Keeper of the said Castle of *Stirling*, according as he and his Predecessors did formerly enjoy the same, and particularly to the Command of that Company of Foot whereof Lieutenant Colonel *William Middleton* is presently Captain, with the Benefit of the Salary, and other Casualties and Emoluments belonging to the said Offices, formerly enjoyed by the said Earls. 1689. Lib. 31.
Fol. 71.

I William Smith, Clerk of his Majesty's Chancellery, do hereby certify and declare, That the Copies of the Acts of Parliament in favours of the Earl of *Roths*, *Michael Balfour*, *Sir James Hay* and the Earl of *Marr*, and the Act Anno 1617, granting Commission for purchasing heritable Offices, and the Act in favours of the *Dutchess* of *Hamilton*, *Sir Andrew Agnew*, and the other Act in favours of the Earl of *Marr*, being all written upon the first, second, fourth, fifth, sixth, seventh, fourteenth, fifteenth, sixteenth and seventeenth Pages, are just and true Copies of the several Acts of Parliament before mentioned, and the rest of what is contained on this and the sixteen preceeding Pages is a just and true Abstract of the other Acts of Parliament before mentioned, the same having been faithfully compared with the Records of Parliament by me. In witness whereof I have subscribed this and the sixteen preceeding Pages at *Edinburgh* the ninth Day of *June*, One thousand seven hundred and forty seven Years.

Signed WILLIAM SMITH.

F I N I S.

Official and the Treasury of the United States, and the Department of the Interior.

Copy Ack regarding "Sir Andrew" & w to his Office

The House of the Kingdon has taken into their Consideration, that the
 House of Commons being the House of the People, and the House of the
 Lords being the House of the Nobles, and the House of the Bishops being
 the House of the Clergy, and the House of the Knights being the House of
 the Gentry, and the House of the Peasants being the House of the Poor, and
 the House of the Monks being the House of the Religious, and the House of
 the Friars being the House of the Religious, and the House of the Nuns being
 the House of the Religious, and the House of the Priests being the House of
 the Religious, and the House of the Deacons being the House of the Religious,

Copy is being reported to the Federal Bureau of Investigation.

THE Petitioners of this Kingdom considering, that Charles Earl of Devon and his Predecessors have been for many Generations heretofore Constables, Captains, Governors and Keepers of the Castle of Swinsay, and by virtue of that Office, had the Command of all Officers and Soldiers kept in Garrison in the said Castle, with divers ample Fees, Privileges and Emoluments belonging to the said Office, until that of late some Complaints were made upon the said Earl in his Possession of the said Office, and he unjustly claimed and because he would not comply with the arbitrary Comands for the Time; therefore the said Petitioners unanimously do hereby request the said Earl to the full and free Possession of the said Office of heretofore Constable, Captain, Governor, and Keeper of the said Castle of Swinsay, according as he and his Predecessors did formerly enjoy the same, and particularly to the Command of that Company of Foot which of late was sent to the said Castle, which is presently Captain, with the Benefit of the Salary and other Advantages and Emoluments belonging to the said Office, formerly enjoyed by the said Earls.

[illegible]

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